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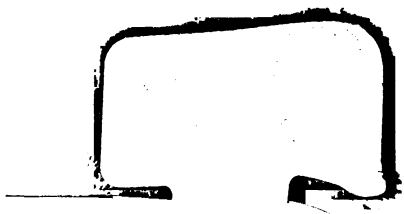
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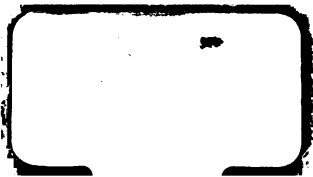
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THE
PUBLICATIONS
OF THE
SURTEES SOCIETY

ESTABLISHED IN THE YEAR

M.DCCC.XXXIV.



M.DCCC.XLV.

1895

70 1000
ABSORBANCE

DEPOSITIONS

AND OTHER

ECCLESIASTICAL PROCEEDINGS

FROM THE

COURTS OF DURHAM,

EXTENDING FROM 1311 TO THE REIGN OF ELIZABETH.

LONDON :

J. B. NICHOLS AND SON, PARLIAMENT STREET ;
WILLIAM PICKERING, PICCADILLY ;

EDINBURGH :

LAING AND FORBES.

AT a MEETING of the COUNCIL of the SURTEES SOCIETY
on the 23rd June, 1845,

RESOLVED, That a SELECTION FROM THE ECCLESIASTICAL
PROCEEDINGS UPON RECORD IN THE COURTS OF DURHAM
be printed for the SOCIETY, for the year 1846, under the editor-
ship of the SECRETARY, on the usual terms.

AT a MEETING of the COUNCIL of the SURTEES SOCIETY
on the 23rd Nov. 1847,

RESOLVED, That the volume of ECCLESIASTICAL PROCEED-
INGS be appropriated to the year 1845.

JAMES RAINE, *Secretary.*

P R E F A C E.

THIS volume consists of Extracts of Ecclesiastical Proceedings in the Courts of Durham on such subjects as come within the scope of this Society.

The authorities, as far as p. 46, are sufficiently described. At p. 47 commences a course of reference by means of capital letters which require explanation.

A. Old books in fragments, in the Registry of the Consistory Court. The first entry is headed "Sessio in Galilea Ecclesie Cathedralis Dunelm." *Dominus* is the judge of the court.

B. The Book of Proceedings of a Commissary for the county of Northumberland, extending from 1561 to 1571.

C. Book of Depositions from 1565 to 1573.

D. Book of Depositions from 1575 to 1576.

E. Book of Depositions from 1572 to 1591.

In addition to these authorities much use has been made of a book called in reference Swift's Book, consisting of the private book of Dr. Robert Swift, who

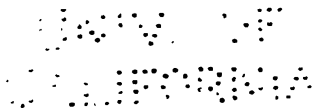
was Vicar-General and Official Principal of the diocese of Durham from 1561 to 1577.

The heading of each suit and the description of each witness is given by the Editor in an English and abridged form. The mode adopted in the Depositions themselves may be seen in No. CCCXXXVII. p. 322. And it must further be observed, that the Editor has exercised his judgment in printing only such depositions or parts of depositions as appeared to him of interest. In some suits, where, perhaps, ten witnesses were examined, he has contented himself with printing the deposition of only one. Neither has he deemed it necessary to detail the result of the litigation which in most cases might have been obtained from the Contemporaneous Act Books.

The depositions with respect to the Rebellion of 1569 will form a most valuable addition to the interesting account of that most unfortunate affair, lately published with so much judgment by Sir C. Sharp.

ERRATA.

In p. 136, *for* "Christopara" *read* "Christipara."
„ 255, l. 5, *for* "smyd" *read* "suyt."



DEPOSITIONS

AND OTHER

ECCLESIASTICAL PROCEEDINGS.

I. LITERA PENITENTIARII. [Reg. Kellawe in Canc. Dunelm. f. 24.]

Venerabili in Christo Patri Dei gratia episcopo Dunelmensi, vel ejus Vicario in Spiritualibus, frater Johannes de Eggesclive, domini Papæ pœnitentiarius, salutem in Domino. Willielmum Hendel, laycum, vestræ dioceseos, latorem presencium, qui Johannem Champion de Bidel presbiterum cum gladio in capite vulneravit, de quo vulnere, ut asseritur, plene convaluit, nec est inde effectus inhabilis ad divina, ab excommunicatione, quam propter hoc incurrit, et aliis peccatis suis, ad vos auctoritate domini Papæ remittimus, juxta formam ecclesiæ absolutum. Mandantes ei, inter alia, sub debito præstiti juramenti, ut passo injuriam, si non satisfecit, satisfaciat competenter. Vos, autem, audita diligenter confessione, et considerata culpa ipsius, injungatis inde sibi auctoritate predicta pœnitentiam salutarem. Ipsum vero, si satisfacere forte contempserit, in excommunicationis sententiam recidisse publice nuncietis. Data Vienn', ij non. Octob., Pontificatus domini C. Papæ v. anno sexto.

II. COMPOSICIO INTER EXECUTORES DOMINI J. MARMEDUK* ET DOMINUM R. FILIUM ET HEREDEM EJUSDEM ET DOMINUM NOSTRUM EPISCOPUM. [Ib. fol. 34, 1311.]

Memorandum, quod, cum inter nobiles viros dominos Henri-

* An inventory of the goods and chattels of Sir John Marmeduk has been already printed in one of the publications of this Society, (Wills and Inventories, Part I.,

cum filium Hugonis* et Thomam de Wytheworth, milites, executores testamenti domini Johannis Marmeduk, nuper defuncti, ex parte una, et nobilem virum, dominum Ricardum Marmeduk, filium et heredem dicti domini Johannis, ex altera, dicti testamenti occasione, questio seu controversia mota esset dictis partibus coram nobis, Ricardo, permissione divina episcopo Dunelmensi, loci ordinario, in manerio nostro de Middelham, xvj die Augusti, anno Domini Millesimo trecentesimo undecimo, et pontificatus nostri primo, personaliter constitutis, et quibusdam tractatibus habitis inter eos, dicta quæstio seu controversia in hunc modum finaliter conquievit. Videlicet quod corpus dicti domini Johannis de bonis suis, tanquam de bonis testati, in loco ad hoc in voluntate sua ultima destinato debeat honorifice sepeliri. Item quod, Inventario bonorum dicti domini Johannis, auctoritate bonæ memoriæ domini Antonii predecessoris nostri † facto, diligenter inspecto, et bonorum eorundem quantitate pensata, deducantur, ante omnia, debita, si qua liquenda fuerunt, et satisfiat creditoribus de eisdem. De residuo autem dictorum bonorum deducantur similiter omnes expensæ, quæ ad dicti defuncti sepulturam, in quibuscunque, juxta personæ suæ condicionem et statum et ipsius ultimam voluntatem, necessario requiruntur. Et si estimacio bonorum,

1835,) with an account of the boiling of his body at Perth, to the intent that, when in peaceful times an opportunity should present itself, his bones might be brought home, and buried in the yard of the cathedral church of Durham, according to his will. Disputes, as it appears, arose between his son and the executors of his will, which are here apparently settled before the bishop himself as ordinary, who directs that in the very first place the bones of the dead man should be committed to the grave in a manner befitting his high rank and station. The question, however, between the son and the executors continued to be mooted with much angry feeling, and was eventually appealed to the court of York; and it was probably not terminated in 1816, when the son, Richard Fitzmarmeduk, then senescal to the Bishop of Durham, was murdered upon Framwelgate Bridge, in Durham, by Robert Neville, his kinsman. The mother of the murdered man was the sister of Robert Bruce. Neville, called for his splendour the Peacock of the North, was killed two years afterwards by James Earl of Douglas, whilst leading a lawless band of robbers into Scotland. An engraving of his monumental effigy in stone, in the north aisle of the church of Brancepeth, is given in Mr. Surtees's fourth volume.—Surtees, I. 24, 25, 26, pt. 2.

* Of Ravenswath, in Richmondshire.

† Anthony Becke, bishop of Durham from 1288 to 1810.

de quibus, ut predictum est, factum fuit Inventarium, ad eorundem bonorum verum valorem minime se extendat, prefati executores a juramento suo in hac parte præstito, quantum ad illud quod dictam æstimationem excedit, auctoritate nostra ordinaria exonerentur, et dictus dominus Ricardus, in conscientia sua et periculo animæ suæ, eadem auctoritate nostra oneretur, quod dictorum bonorum verum valorem ultra æstimationem supradictam pauperibus, vel in alios pios usus, convertendum, pro anima dicti patris sui fideliter erogabit. Et si contingat aliqua bona dicti domini Johannis inveniri in supradicto Inventario non contenta, pro parte dictorum executorum duo viri fidedigni ad æstimandum seu apreciandum bona hujusmodi, et pro parte dicti domini Ricardi duo alii eligantur, quorum æstimationem seu apreciacionem, si omnes convenient, utraque pars ratam habebit et acceptam. Si autem convenire non possint dicti duo pro parte executorum, et alii duo ex parte dicti domini Ricardi electi, æstimationem suam per se scribant separatim. Et utraque pars postmodum æstimationem seu apreciacionem hujusmodi nobis presentabit, et quod per nos fuerit ordinatum dictæ partes in omnibus acceptabunt. Bona autem, quæ sic æstimata fuerint, penes dictum dominum Ricardum remanebunt, et ipse præfatis executoribus statim satisfaciatur de estimacione eorundem, alias ipsa bona eisdem executoribus liberentur. Consensum est, præterea, quod tam executores supradicti, quam dictus Ricardus, erga executores testamenti dicti predecessoris nostri, de nostro auxilio et consilio, per viam amoris instanter procurabunt, ut de centum triginta marcis, quas idem dominus Ricardus prefato predecessori nostro, dum vixit, pro bonis dicti domini Johannis eidem domino Ricardo venditis solvit, per prefatos executores sibi satisfiat; alias hoc idem per viam justiciæ procuretur. Et si neutra via illud valeat procurari, tum dictæ pecuniæ solucio ipsis executoribus, necnon dicto domino Ricardo, pro partibus cedat equalibus in jacturam. Item quod bona dicti defuncti, quæ præfatus dominus Ricardus recepit vel habuit, seu æstimaciones prefatas executoribus reddat integre vel persolvat. Ita quod de dictis bonis, vel æstimatione eorundem, libere valeant disponere, et, prout salutis animæ defuncti magis eis expedire videbitur, ordinare. Item

super hiis, quæ dictus dominus Ricardus de bonis dicti patris sui nititur vendicare, pro eo quod pater suus uxorem non habuit, nec liberos præter eum, Consistorii nostri Dunelmensis considerationi tam secundum leges ecclesiasticas quam secundum consuetudines se apposuerunt partes memoratæ—

III. PŒNITENTIARIUS. [Ib. fol. 37, b.]

Memorandum, quod vj die mensis Marcii, anno Domini 1311-2, assignavit dominus Episcopus dominum Reginaldum de Barneby, monachum Dunelmensem, pœnitenciarium suum, in civitate et diocesi Dunelmensi.

IV. INDULGENTIA DE AUDIENTIBUS SERMONEM.

[Ib. fol. 54, b.]

Christi fidelibus universis, præsentis literas inspecturis, Ricardus permissione divina Dunelmensis episcopus, salutem in Domino. Propositum Evangelicæ doctrinæ pabulum humiliter servis Dei fecunda multiplicacione pii largitoris laudibus adjicit audientibus, quos edificando erigit nimirum, proficit ad salutiferam cognicionem, viam aperit Creatoris. Convertentes igitur intuitam ad venerandam sapienciam et conversacionem laudabilem discreti viri magistri Roberti de Quigheley, sacre theologiæ doctoris, quem ad lucrifactionem animarum et proponendum aptum cernimus verbum Dei, nos, de ejusdem omnipotentis miti misericordia, gloriosæque Virginis Mariæ matris ipsius, Apostolorum Petri et Pauli, necnon sanctissimi Confessoris Cuthberti patroni nostri, omniumque sanctorum meritis et intercessionibus confidentes, omnibus parochianis nostris, et aliis, quorum diocesani hanc nostram Indulgenciam ratam habuerint, et peccatis suis vere contritis pœnitentibus et confessis, qui ad sermonem ejusdem Magistri Roberti reverenter confluerint, et aures eidem intentas præbuerint, dum ipsum publice prædicare vel in publico contigerit exponere verbum Dei, quad-

raginta dies de injuncta sibi pœnitencia misericorditer relaxamus. In cujus.—Data apud Stoketon, 16 Sep. 1312.*

V. PœNITENTIARIUS. [Ib. fol. 34, b.]

Memorandum, quod, secundo die Februarii, anno Domini Millesimo ccc undecimo, constituit dominus fratrem Ricardum de Insula Penitentiarium generalem, per totam diocesim Dunelmensem.

VI. LICENTIA ADEUNDI SCOLAS. [Ib. fol. 35.]

Ricardus, permissione divina Dunelmensis episcopus, dilecto in Christo filio, Roberto de Lareye, subdiacono, rectori ecclesiæ de Winston, salutem, gratiam et benedictionem. Quoniam per viros literatos Dei consuevit ecclesia venustari, cupientibus in agro studii laborare, et adquirere scienciæ margaritam, favorem libenter et gratiam impartimur. Laudabili igitur proposito tuo, quod ad morum et studii exercitationem habere novimus, ut tibi per vitæ et aliis proficias per exemplum, pio concurrentes consensu, tuisque devocionis precibus favorabiliter inclinati, ut, in loco ubi generale viget studium, ad usque festum Translacionis beati Thomæ martyris proxime futurum, et inde in biennium revolutum, morari valeas, sclasticis disciplinis insistens. Et interim [ut] ecclesiam tuam ad firmam possis dimittere, et ad personalem residenciam vel superiorum ordinum susceptionem minime tenearis, secundum formam Constitutionis Bonifacii Octavi graciosam, tibi tenore præsentium licenciam indulgemus. Proviso, tamen, quod ecclesia tua debitis interim obsequiis, ac pauperes parochiani consuetis elemosinis minime defraudentur, nec animarum cura negligatur aliquatenus in eadem. In cujus.—Dunelm. Data 16 Febr. 1311-2.

VII. LITERA LIBERTATIS CONCESSA CLERICO NATIVO.—

[Ib. f. 55.]

Ricardus, permissione divina Dunelmensis episcopus, dilecto

* A similar indulgence was granted to all who should devoutly attend the sermons of the monks of Durham *in publico*. 14 Nov. 1312. (Fol. 66, b.)

in Christo filio Waltero de Heghington clerico, nostræ dioceseos, salutem. Quia libertatibus jura favent maxime ut cultus augeatur divinus, tuque in divini cultus augmentum ascribi desideras militiæ clericali, nos tuæ devocionis precibus favorabiliter inclinati, ut ad omnes ordines, vinculo servili, quo nobis astringeris, non obstante, licite valeas promoveri, liberam tibi, tenore presencium, concedimus facultatem ob favorem divini cultus pariter et augmentum, vinculum predictum, et jus domini in personam tuam nobis competens, exnunc penitus renunciantes. In cujus.—Apud Stoketon die S. Matth. Apost. 1312.

Memorandum, quod, eisdem die et anno, habuit magister Robertus de Heghington, scholaris aulæ de Merton in Oxoniis, quandam literam libertatis sub eadem forma.

VIII. CONTRA ABSTRAHENTES CONFUGIENTES AD ECCLESIAM. [Ib. f. 67.]

Ricardus, permissione divina Dunelmensis episcopus, dilecto filio archidiacono Dunelmensi,* vel ejus officiali, salutem. Ad nos clamor ascendit, et cum quadam audivimus turbacione cordis et animi, quod quidam iniquitatis filii, propriæ salutis immemores, quosdam in ecclesia Fratrum de Monte Carmeli in Novo Castro constitutos, qui pro securitate et conservacione vitæ suæ ad dictam ecclesiam confugerant, immunitatem ecclesiasticam implorantes, in Dei et ecclesiasticæ libertatis contemptum, ab eadem ecclesia violenter abstraxerunt, quos ipso facto in majoris excommunicacionis sententiam contra violantes ecclesiasticam libertatem a sanctis Patribus provide promulgatam, non est dubium incidisse; Quocirca discrecioni vestræ committimus et mandamus, quatenus, in capitulis vestris et singulis ecclesiis et capellis archidiaconatus predicti, singulis diebus dominicis et festivis, omnes et singulos, qui in abstractione dictorum confugarum sic immunitatem et ecclesiasticam libertatem nequiter infregerunt, pulsatis campanis et accensis candelis, inter missarum solempnia majoris excommunicacionis sententiam denunciatis, et denunciari faciatis publice et

* Thomas de Goldesburgh.

solempniter innodatos, ab hujusmodi denunciacione nullatenus desistentes vel facientes desisti donec aliud a nobis habueritis in mandatis. De nominibus etiam eorum, qui premissum facinus commiserunt, et eisdem opem operam consilium vel auxilium præstiterunt, cum omni diligencia inquiratis; nosque sine moræ dispendio, de hiis, quæ in præmissis feceritis, ac de nominibus hujusmodi malefactorum—non omittatis reddere certiores.—
Stoketon, 21 Nov. 1312.*

IX. RECEPCIO EQUI AB INTESTATO DEFUNCTI. [Ib. f. 67, b.]

Universis pateat per presentes, quod nos Ricardus, permissione divina Dunolmensis episcopus, recepimus de dilecto filio magistro Ricardo de Ergum, Officiali nostro Dunelmensi, unum runcinum, albi coloris, quem idem magister Ricardus habuit in custodia sua, de bonis quondam Johannis de Werdal, nostræ dioceseos Dunelmensis, ab intestato defuncti, tanquam bona intestati. In cujus.—Dat. apud Middleham xiiij. kal. Decembr. 1312.

* It was soon afterwards discovered that Nicholas le Porter of Newcastle was the person who had committed this breach of sanctuary, and the penance enjoined him by the Bishop of Durham, to be performed at Newcastle and Durham, was as follows. [Ib. p. 78, 79.]

Videlicet, quod die dominico proxime futuro, et singulis diebus dominicis, usque ad præsentis anni revolucionem successive, ad valvas ecclesie beati Nicholai de Novo Castro supradictæ, discalciatus, nudato capite, et roba linea solum indutus, astante ibidem populi multitudine, fustigationes a vobis [i. e. the curate of St. Nicholas in Newcastle] publice recipiat, causam suæ hujusmodi pœnitentiæ exprimens in vulgari, suumque pariter in hac parte confitendo reatum, et quod, sic receptis fustigationibus hujusmodi, ad supradictam ecclesiam Fratrum de Carmeli Monte discalciatus, nudato capite et vestitus ut præmittitur, idem Nicholaus, vos eum subsequentes antecedit ad fores dictæ ecclesie beate Mariæ, consimiles fustigationes a vobis recepturus, cum expressione culpæ supradictæ.—Dat. apud Evenwode, 7 kal. Maii, 1313.

Capellano parochiali ecclesie beati Nicholai in Dunelmo, salutem. Nicholao le Porter penitentiam injuximus subsequentem—Videlicet, quod, diebus lune martis et mercurii in ebdomada festi Pentecostes proxime futuris, ad valvas ecclesie beati Nicholai in Dunelmo, discalciatus, nudato capite et roba linea solum indutus, astante ibidem populi multitudine, fustigationes a vobis publice recipiat, causam suæ pœnitentiæ exprimens in vulgari [&c. ut supra]. Et quod hujusmodi fustigationibus sic receptis ibidem, ad ecclesiam cathedralem Dunelm. discalciatus, nudato capite et vestitus ut præmittitur, idem Nicholaus vos eum subsequentes antecedit ad fores dictæ ecclesie Cathedralis, consimiles fustigationes recepturus.

X. EXCOMMUNICATIO RANULPHI DE NEVILL. [Ib.]

Ricardus — Archidiacono Dunolmensi — Cum nuper dominus Ranulfus de Nevill, coram nobis personaliter constitutus, ad restitutionem quorundam armorum, precii viginti quatuor librarum, quæ de bonis domini Johannis Spryng militis,* ab intestato defuncti, et auctoritate nostra sequestratis, se coram nobis confessus est asportasse, per nos ex officio juxta ipsius confessionem fuisset—ad restitutionem sub majoris excommunicationis pœna—judicialiter condemnatus—et reddere recusavit—vobis injungimus—quatenus eundem Ranulfum per singulas ecclesias parochiales et capellas archidiaconatus vestri, diebus solempnibus et festivis, intra missarum solempnia, cum major aderit populi multitudo, pulsatis campanis, accensisque candelis et extinctis, sic excommunicatum fuisse et esse publice nunciatis seu faciatis per alios nunciari.—Stoketon, 7 Aug. 1313.†

XI. LITERA MISSA DOMINO LIBERTATIS DE TYNDALE PRO CAPCIONE INFRASCRIPTORUM. [Ib. f. 73, b.]

Nobili viro domino Edmundo de Malo Lacu, domino Libertatis de Tyndale,‡ Ricardus, permissione divina Dunelmensis episcopus, salutem in Eo qui est omnium vera salus. Dominationi vestræ notum facimus, per presentes, quod Adam de Yarhalgh clericus, Alanus Mungonson, Patricius de Evelingham, Johannes de eadem, Druetus forestarius, Robertus de l' Dodde, Robertus filius Adæ de l' Barnes, Adam de Halghton, Gilbertus de Mora, Adam de eadem, Thomas Eldre, Adam Hirde, Johannes Spurneston, Adam filius Ricardi de la Lege, Rogerus Turnour, Adam filius Johannis, Thomas Porter, Willielmus Wade, Alanus filius Johannis, Ricardus filius Johannis, Ricar-

* See Surtees' Hist. Durh. I. 145—6.

† Absolved, die martis prox. post fest. Michaelis, 1313, in capella de Evenwood; Sir John Thweng, Knt. appearing as his proxy. The Bishop gives an acquittance for the armour, 2 Octob. 1313. Ibid.

‡ See Hodgson, vol. III. pt. 2, *ad init.* for an account of the Lords of Tindale. Mauley was an officer under the crown.

dus Shevill, Petrus de P Grenehalgh, et Johannes Hunter de Espleywod, parochiani nostri, manentes in parochia de Symundburn, auctoritate nostra ordinaria in diocesi nostra Dunelmensi, propter suas contumacias pariter et offensas manifestas, majoris excommunicationis sententia innodati, in ea per quadraginta dies et amplius, animis induratis, pertinaciter indurunt, et adhuc, contemptis ecclesiæ clavibus, perseverant. Quo circa vestræ dominacioni supplicamus, quatinus, ad violenciam predictorum rebellium salubrius reprimendam, literas vestras, si placet, velitis concedere, secundum præobtentatam meritariam et piam consuetudinem regni Angliæ, ut, quos diutius timor a malo non revocat, vestræ Regalis potestas libertatis coherceat temporalis. Dominacionem vestram conservet Altissimus, cum incremento continuo gaudii et honoris. Data apud Kypier, juxta Dunelmum, xiiij die Februarii, Pontificatus nostri anno secundo (1312—3).

XII. LICENCIA AD EDENDUM CARNES IN ADVENTU DOMINI.

[Ib. f. 109, b.]

Ricardus ———, dilecto filio domino Willielmo de Tanefeld,* quondam Priori Dunolmensi, salutem.—Declinans in senectam et senium tanta infirmitate deprimeris corporali quod statutum “de non edendo carnes in Adventu Domini” sine grandi periculo corporis non poteris observare; quocirca, cum necessitas legi non subjaceat, paterno cupientes affectu, servato moderamine pietatis, tuum desiderium supportare, in toto Adventu Domini proxime futuro, singulis diebus dominicis, secunda tertia et quinta feria, singulis septimanis, nisi aliud solempne jejunium in ipsis contigerit, esum carniū et carnaliū tibi specialiter indulgemus.—Data apud Evenwod, 2 Dec. 1313.

XIII. ABSOLUCIO. [Ib. f. 110.]

13 Dec. 1313. Absolutio domini Willielmi de Norham, ca-

* Formerly Prior of the Cell of Wederall, under the Abbey of St. Mary's, of York; elected Prior of Durham in January, 1307—8; resigned in the summer of 1313.

pellani, qui sententiis excommunicacionum fuerat innodatus, quod Radulfo de Roop, clerico, in minoribus ordinibus et infra annos puberes constituto, in cancello ecclesiæ de Wermuth-Episcopi manus injiciendo, in eum ad effusionem sanguinis irrogarat injuriam.

Injunctæ sunt domino Willielmo capellano pœnitentiæ infra-scriptæ, quod, infra annum præsentem, jejunet in pane et aqua duodecim diebus veneris, et infra idem tempus dicat xij psalteria pro animabus parentum domini Episcopi, et omnium fidelium defunctorum, et quod, per tres dies veneris, pascat singulis diebus unum pauperem.

XIV. EXCOMMUNICATIO CONTRA DOMINUM NEVILL.

[Ib. 110, b.]

Sententia Excommunicacionis lata contra dominum Ranulphum de Nevill, militem, pro incestus et adulterii crimine cum domina Anastasia filia sua, uxore domini Walteri de Faucomberg junioris, commisso.

XV. INQUISICIO SUPER CASU QUI ACCIDIT APUD HOGHTON.

[Ib. f. 148.]

Johannes Sayer, dictæ ecclesiæ de Hoghton parochianus, ex adventu Sootorum, partes nostras hostiliter nuper ingredientium, perterritus, ad ipsam ecclesiam confugit, in campanili ejusdem se satagens receptare, ascendensque, minus caute, ad terram decidit casualiter; ubi, aliquantulum jacens, spiritum exalavit, modico sanguine super atrium ecclesiæ de ipsius naribus defluente—propter quod a divinis est cessandum. 3 kal. Aug. 1314.

XVI. LITERA AD DEPRECANDUM PRO DOMINO REGE.*

[Reg. Bury ad fin. Kellawe, f. 329, b.]

Ricardus permissione divina Dunolmensis episcopus dilectis

* The king had in person destroyed the French fleet, on the day of St. John the

filiis Priori et conventui ecclesiæ nostræ Cathedralis Dunolmensis, cum sinceræ caritatis augmento, benedictionem.—Quantis et qualibus periculis procellis et invasionum horribus regnum Angliæ subjacuerit, temporibus retroactis, vestram discrecionem credimus, immo scimus certitudinaliter, non latere; sed, ecce, ubi plus timebatur adversitas ibi subito, benedictus Altissimus! versa est vis turbinis in tranquillum. Jam enim ex literis domini Cantuariensis, omni hesitatione semota, recepimus, quod justus Dominus et misericors, cui non est in tibiis viri beneplacitum, nec in fortitudine equi voluntas,* nos de affligentibus nos salvavit, et odientes nos inimicos, videlicet nostros Francigenas, per manum famuli sui domini nostri Angliæ confudit et in mari conclusit. Quocirca caritati vestræ firmiter injungimus et mandamus, quatenus, hac instanti sexta feria, coacta processione solempni, ac laxatis vocis organis, in laudum præconiis, Altissimo pro tanta triumpho gracia humili et sincero corde offeratis victimam labiorum. Valet. Scripta apud Mid-delham, 3 Jul. 1340.

XVII. INJUNCTIONES FACTÆ PRIORI DUNOLMENSIS ET OMNIBUS COMMONACHIS SUIS. [Reg. Hatfield, f. 21, b.]

Thomas, permissione, etc., dilecto filio Johanni,† Priori ecclesiæ nostræ Cathedralis Dunelmensis, salutem, gratiam et benedictionem. Ad correctionem et reformationem quorundam defectuum et erratum in Visitacione nostra, nonnuper in ecclesia nostra prædicta per nos personaliter exercita, compertorum procedere, statuere, et injunctiones salubres facere, ac ne similia in posterum perpetrentur diligenti studio præcavere, quantum nobis possibile fuerit, cupientes, tibi, in virtute sanctæ obedientiæ firmiter injungendo mandamus, quatenus injunctiones statuta et mandata nostra, inferius sequentia, quantum ad te pertinet, diligenter observes, et a Capitulo ecclesiæ nostræ

Baptist, the 24th of June preceding; and this is a letter from the Bishop to his Prior and Convent, entreating them, in earnest language, to return thanks to the Almighty for the victory.

* Ps. cxlvi. 10. Trans. Vulg.

† John Forcer, Prior of Durham from 1341 to 1374.

universo prædictæ, quantum ad ipsum pertinet, et a singularibus monachis dicti Capituli confratribus, quantum ad ipsos pertinet, districte facias observari; sub pœna canonica tibi, in eventu quo prædicta facere contempseris, auctoritate nostra legitime inferenda.

In primis, Dei nomine invocato, statuimus, volumus et mandamus, quod in ecclesia nostra Cathedrali prædicta, sollempniter et tractim, divinum celebretur officium, nocturnum pariter et diurnum, sicut decet ecclesiam Cathedralem.

Item, volumus et mandamus, quod fratres tuos, monachos dictæ ecclesiæ, benigne ad ardua negocia monasterii discutienda convoces, et eos benigne audias, et libere loqui permittas, et cum consilio seniorum et saniorum cuncta disponas.

Item, volumus et mandamus, quod, celerius quo commode poteris, provideas fratribus medicum competentem, qui moram faciat infra monasterium, sicut hactenus fieri consuevit.

Item, volumus et mandamus, quod infirmi monachi, in infirmaria constituti, de levibus et delicatis cibis, secundum naturam infirmitatum eorum, procurentur; et habeant famulos necessarios, sicut solebant; et visitentur per Celerarium singulis diebus, prout moris est.

Item, volumus et mandamus, quod monachi habeant debitas et consuetas recreationes, sine acceptione personarum, secundum ordinacionem Supprioris et Capellani Prioris, prout moris extitit ab antiquo.

Item, volumus, injungimus et mandamus, quod quando Prior non curat exire ad spaciandum cum monachis, tunc Supprior, vel aliquis senior, associet sibi fratres indigentes recreatione; et recipiat Supprior sex denarios pro coquina, et quilibet de sociis tres denarios, et quilibet de ministris necessariis duos denarios, per singulos absentiæ dies.

Item, statuimus et injungendo mandamus, quod monachis licentiatis visitare amicos suos provideatis de vectura et armeris et aliis necessariis, ut honeste incedant, et visitentur ab obedienciariis, sicut visitari consueverunt.

Item, volumus et mandamus, quod obedienciarum habeant equos infra septa monasterii, pro sua et fratrum vectura, exeun-
cium de licencia, sicut fieri consuevit.

Item, quod amici monachorum et hospites ad monasterium declinantes honorifice admittantur et competenter procurentur, juxta facultatem officii.

Item, statuimus, volumus, et firmiter injungendo mandamus, quod bona assignata elemosinæ pro sustentacione pauperum faciat Prior elemosinario liberari, et pauperibus eroganda, et de bonis subtractis elemosinæ faciat Prior elemosinario responderi, juxta facultates Monasterii, cum ad hoc tempus se optulerit oportunum.

Item, volumus et mandamus, quod elemosinarius, singulis diebus, clericis in Elemosinaria existentibus quatuor panes ad jantaculum et quatuor ad cœnam faciat ministrari, more antiquo.

Item, præcipimus, volumus et mandamus, quod distribuciones quæ fieri consueverunt in diebus anniversarii bonæ memoriæ Willielmi, Hugonis, et Philippi, quondam episcoporum Dunelmensium, fiant, more solito.

Item, prohibemus sub pœna prædicta, et firmiter injungendo mandamus, ne aliquis, cujuscunque condicionis vel status existat, contra quem aliquid est, vel fuit, in visitacione nostra compertum prædicta seu detectum, aliquid malum dicat, dampnum vel gravamen faciat, vel fieri mandet vel procuret, clam vel palam, his, quos scit, vel suspicatur, aliquid deposuisse contra eum in visitacione nostra prædicta; præcipue cum depositiones hujusmodi ad correctiones salubres tendere dinoscuntur; pœnas quidem canonicas, transgressoribus infligendas, in hac parte, nobis specialiter reservantes.

Volumus etiam et præcipimus omnia præmissa distincte et aperte notificari omnibus et singulis de Capitulo nostro prædicto, et cuilibet copiam fieri earundem.

Item, volumus et mandamus, quod, in arduis negociis, sigillaciones fiant tribus temporibus anni, omnibus congregatis.

Item, tibi præcipiendo mandamus, sub pœna superius annotata, quod defectus imminentes in coopertura et refectione ecclesiæ nostræ Cathedralis, et campanilis ejusdem, infra biennium a die confectionis præsentium continue numerandum, refici faciatis et congrue reparari. Reservantes nobis specialiter potestatem super aliis quibusdam articulis gravioribus, in visitacione supradicta nobis detectis et delatis, injunctiones et

correctiones faciendi in posterum, pro loco et temporibus opportunis. Valet. Data in manerio nostro de Aukland, xxvj die mensis Marcii, Anno Domini Millesimo ccciv. Et consecrationis nostræ x°.

**XVIII. CONTRA DOMINUM WILLIELMUM DE BEVERLACO*
ARCHIDIACONUM NORTHUMBRIÆ DIFFAMATUM QUOD DOLO
ET EX PREGONITA MALICIA INTERFECIT HUGONEM DEL
BUTRE LAICUM.† [Reg. Hatfield, f. 69.]**

3 Jan. 1370. Attestaciones testium pro parte dicti domini Willielmi de Beverlaco.

Johannes de Rome, ætatis triginta annorum et amplius, ut dicit, testis—ad articulum contra ipsum ex officio propositum, sibi vulgariter † expositum, dicit—quod præsens fuit in aula rectoris de Wolsyngham, apud Wolsingham, in festo S. Lamberti, videlicet die Martis proxime post festum Exaltacionis Sanctæ Crucis, A.D. 1370, in crepusculo noctis, post recessum domini Episcopi Dunelmensis, tunc ibidem existentis, de aula in cameram; remanente familia ejusdem in aula, ubi vidit et audivit Nicholaum de Skelton inferre minas Johanni de Aukland, servienti dicti domini Willielmi de Beverlaco, videlicet quod frangeret sibi capud, et quod tunc quidam Johannes de Essex, famulus eciam dicti domini Willielmi, assistens, dixit dicto Nicholao, “Non, domine, non moveamini; quia, si deliquerit, faciet emendas ad velle vestrum.” Cui dictus Nicholaus dixit, “Quid dicis, tu ribalde? ego frangam capud tuum similiter.” Quo audito per dictum dominum Willielmum de Beverlaco, idem dominus Willielmus a dicto Nicholao quæsivit quorum capita erunt fracta modo ibidem? Cui dictus Nicholaus respondit, grosso modo, “Istorum, qui meruerunt,” et

* Archdeacon of Northumberland in 1369. *His seal is engraved in Surtees, pl. xii. No. 9.*

† These proceedings occupy many leaves of the Register, and detail the whole process of a solemn inquiry of this nature as it was conducted in a Court Ecclesiastical of that period. The more important depositions and the result only are here printed.

‡ That is, the English tongue. Unfortunately these articles have not been preserved.

dictus dominus Willielmus dixit eidem Nicholao, "Mihi videtur quod tu loqueris servientibus meis." Cui dictus Nicholaus dixit, "Ita libenter loquor tuis sicut aliis," vel "sic libentius tuis quam aliis." Cui dictus dominus Willielmus dixit, "Et talia non deberes facere, et si frangas capita servientium meorum, forte aliquis de meis franget capud servientis tui." Cui dictus Nicholaus dixit, "Et nisi tu hoc feceris diabolus suspendat te." Et hoc dicto, subito irruebat in eum cum uno baculo venatico, sufficienter ponderoso ad occidendum hominem. Quo viso, dictus dominus Willielmus, extrahens cultellum suum, et retrocedens versus cameram suam, in gradibus cameræ suæ per dictum Nicholaum fuit prostratus ad terram, antequam poterat ad cameram suam attingere, et ibi in illo conflictu inter eos fuit cultellus dicti domini Willielmi fractus per medium, et idem dominus Willielmus fuit læsus in digito usque ad sanguinis effusionem et sub oculo sinistro. Quo viso, iste juratus, et alii contestes sui, occurrentes, ipsos separaverunt, et detinuerunt dictum Nicholaum, ne magis accederet ad eum. Quo facto, dictus Nicholaus mandavit et præcepit cuidam Thomæ, servienti suo, tunc ibidem personaliter existenti, et dixit, "Vade tu et interficias ipsum Willielmum, falsum presbiterum." Qui quidem Thomas, ad mandatum huiusmodi, currens ad dictum dominum Willielmum cum longo cultello suo extracto in manu sua, dixit, "False presbiter, tu lues et morieris, si possim attingere ad te," et sic currebat ad eum fugientem versus cameram suam; et ipse dominus Willielmus, existens in ascendendo gradus versus cameram suam, et videns alium ita prope venientem et sic sibi insultantem, ad defensionem suam, et ad repellendum dictum Thomam, projecit dictum fractum cultellum versus eundem Thomam, qui quidem cultellus Hugonem de l' butre, subito intervenientem ad impediendum dictum Thomam, ne dictum dominum Willielmum percuteret, in capite vulneravit; ex quo vulnere postmodum prædictus Hugo infra paucos dies moriebatur, ut credit. Dicit etiam quod novit dictum dominum Willielmum per duodecim annos et amplius. Item dicit quod novit dictum Nicholaum de Skelton per viginti annos, et Thomam servientem suum prædictum per duodecim annos, et Hugonem de l' butre per sexdecim annos et amplius,

ut dicit. Dicit etiam, requisitus, quod idem dominus Willielmus, statim post jactum dicti cultelli, currebat festinanter ad hostium cameræ suæ, tunc clausum, quod aperuit, et intravit in cameram suam et claudebat hostium; et dicit quod nulla dissencio fuit antea inter dictos Willielmum et Hugonem, sed quod fuerunt, ante et tunc, carissimi amici ad invicem, quia idem dominus Willielmus maritavit filiam fratris sui eidem Hugoni paulo ante, et dicit quod bene scit quod dictus Thomas occidisset dictum dominum Willielmum, et quod dictus dominus Willielmus non evasisset mortem, ad tunc, nisi sic projecisset cultellum suum, quia locus erat ita artus super gradus prædictos, quod idem dominus Willielmus fuit ibidem quasi inangulatus, quod aliter, ut præmittitur, non potuisset evasisse mortem suam, ut præfertur.

Robertus Hegheacre, æt. 40 annorum—fuit præsens—in aula rectoris de Wolsingham—ubi vidit et audivit Nicholaum de Skelton, tunc ibidem in dicto manerio cum familia domini episcopi prædicti existentem, dicere, quod ipse frangeret capud cujusdam garcionis servientis dicti domini Willielmi de Beverlaco; quo audito, alter famulus dicti domini Willielmi, assistens, rogavit dictum Nicholaum, sic dicens, “Non, bone domine, quod si consocius meus in aliquo malefecerit, faciet emendas.” Cui dictus Nicholaus dixit, “Immo frangem etiam capud tuum, si quid dicas.” Quo audito per dictum dominum Willielmum, dixit dicto Nicholao, “Cujus capud modo frangetur? Apparet mihi quod tu loqueris servienti meo; si quid deliquerit ego castigabo eum libenter, sed nollem quod tu franges sibi capud.” Cui dictus Nicholaus dixit, “Non dimittam propter te.” Cui dictus dominus Willielmus, “Et si frangas capud servientis mei forte hoc poterit nocere alicui de tuis.” Cui dictus Nicholaus dixit, “Vis tu nocere mihi? nunquam vidisti melius tempus quam nunc,” et cum hoc irruebat in eum cum uno baculo, ad longitudinem hominis, ad percutiendum eum. Quo viso, dictus dominus Willielmus abstraxit se, recedens versus cameram suam, cum cultello suo extracto inter eos in defensione sua, ut apparuit isti jurato, qui semper tenuit cultellum inter eos et non percussit cum eo. Quo non obstante, dictus Nicholaus ipsum dominum Willielmum apprehendens, projecit eum ad

terram, et conculcavit eum sub se, et ipsum super digitum et sub oculo lædebat enormiter, quodque iste juratus contestes sui et alii venerunt ad separandum eosdem. Post quod dictus Nicholaus, captus et detentus ab eo per alios, præcepit Thomæ servienti suo dicens, "Tu ribalde, interficias tu ipsum." Qui quidem Thomas, extracto cultello longo, festinavit versus dictum dominum Willielmum, clamans crudeliter "False presbiter, tu morieris;" et persequabatur eundem dominum Willielmum, trahentem se ad cameram suam, ascendendo gradus. Et dictus dominus Willielmus videns ipsum Thomam ipsum insequi ita crudeliter, cultellum suum, qui fuit fractus per medium, dum fuit prostratus ad terram per dictum Nicholaum, et adtunc in manu sua habebat, ad repellendum dictum Thomam, projecit, quem dictus Thomas videns venientem, Hugonem de l' butrie, subito currentem inter eosdem, ad impediendum dictum Thomam, ne dictum dominum Willielmum interficeret, super prædictum cultellum propulsit, animo iracundiæ. Qui cultellus, sic projectus, sic cecidit super capud dicti Hugonis, et ipsum vulneravit in capite, et credit iste juratus et dicit, quod, infra duos dies proxime sequentes, dictus Hugo moriebatur de vulnere prædicto. Et dicit quod dictus dominus Willielmus non potuit aliter se salvasse, ut bene scit, propter aptitudinem loci, qui fuit in angulo donec fuit, nisi per jactum dicti cultelli, ut præfertur, eo quod dictus Thomas in tantum fuit impeditus et turbatus, per jactum dicti cultelli, quod, interim, dictus dominus Willielmus, apperrens hostium cameræ suæ, eam apprehendebat, et claudebat hostium inter eos, quam alias non apprehendisset, ut dicit.

Johannes de Stokton, ætatis 26 annorum — præsens fuit in aula rectoriæ de Wolsingham — circa horam eundi ad lectum, domino Thoma episcopo Dunolmensi in camera sua infra dictam rectoriam existente, ac quampluribus de familia ejusdem domini episcopi in aula prædicta stantibus et ad invicem confabulantibus, ubi, et quando, audivit et vidit Nicholaum de Skelton arguere unum de famulis dicti domini Willielmi de Beverlaco, et imponere ei, quod deliquit erga pagettum de aula domini, et dicere quod frangeret sibi capud. Qui negavit quod non deliquit contra illum pagettum, et in hoc venit alius famulus dicti

domini Willielmi, et optulit emendas fieri pro consocio suo, si quid deliquerit; et rogavit dictum Nicolaum quod non per fracturam capitis puniret eum, quodque dictus Nicolaus dixit eidem, "Eciam ribalde, et capud tuum frangam;" et quod dictus dominus Willielmus, audiens hæc verba, quæsivit a dicto Nicholao quæ capita deberent frangi? proferens ista verba, "Videtur mihi quod loqueris famulis meis; ego nolo quod tu frangeres capita eorundem, quia non habes tale officium quod possis aliquos sic castigare; quod si facere velles ego tibi resisterem, vel tantum facerem fieri alicui de tuis, si possem." Et idem Nicolaus, asserens se hoc velle statim probare, currebat fort ter ad dictum dominum Willielmum, cum quodam baculo in manu sua, ac si voluisset percussisse, et in voluntate, ut apparuit, percutiendi eundem dominum Willielmum; et dictus dominus Willielmus, videns ipsum ita atrociter venire festinando contra eum, extraxit unum cultellum, quem tenuit directe inter eosdem, pro defensione sua, et retrocedens se subtraxit usque ad gradus lapideos, qui ducebant ad cameram pro dicto domino Willielmo assignatam, et quod dictus Nicolaus, propter hoc non omittens, irruebat in eum, et ipsum dominum Willielmum per gulam capiens projecit super ipsos gradus ad hostium butilleriæ subtus eum, et cultellum dicti domini Willielmi prædictum per dejectionem huiusmodi fregit quasi per medium, et ipsum dominum Willielmum tam in digito quam sub oculo lædebat, ita quod aspectui læsio huiusmodi apparuit enormis valde. Et tunc iste juratus, ut dicit, et aliqui de contestibus suis, tenuerunt dictum Nicolaum et ipsos abinvicem seperaverunt, et duxerunt eundem Nicolaum seorsum in aula; et dictus Nicolaus, videns quod non potuit accedere ad dictum dominum Willielmum, clamavit, et dixit ad Thomam famulum suum, tunc ibidem cum uno longo cultello extracto existente, "Tu ribalde, interficias tu ipsum dominum Willielmum, falsum presbyterum." Quo dicto, idem Thomas festinanter, in quantum potuit, currendo usque dictum dominum Willielmum cum cultello suo sic extracto, ad occidendum eum, et clamando, asseruit et dixit huiusmodi verba, "Vere, false presbiter, tu morieris," et prosequabatur eundem dominum Willielmum, ita ferociter, usque ad dictos gradus, quod idem dominus Willielmus, dum fuit in ascendendo eosdem

gradus versus cameram suam, projecit ipsum fractum cultellum versus eundem Thomam, pro defensione corporis sui; et dum jactaretur dictus cultellus dictus Hugo, videns dictum dominum Willielmum, quem multum diligebat, in tanto mortis periculo existentem, volens et nitens ipsum juvare, ut apparuit, curabat inter eosdem. Et prædictus Thomas butavit eundem Hugonem violenter versus prædictum cultellum, et sic dictus cultellus cecidit super caput ejus et vulneravit eum in capite; de quo ictu idem Hugo cecidit. Et dum idem Thomas, tam propter ictum dicti cultelli et casu ejusdem Hugonis fuit attonitus et pro parte turbatus a persecutione sua, dictus dominus Willielmus attingebat ad cameram suam, et apperians hostium ejusdem cum festinatione ipsam intravit, ab eodem fugiendo, et clausit hostium inter eosdem. Et dicit, requisitus, quod credit quod dictus Hugo ex ictu illo infra duos dies moriebatur—dictus dominus Willielmus fuit ita inangulatus super gradus prædictos, qui sunt in angulo dictæ aulæ constituti, quod nisi dictus Thomas fuisset ex causis præmissis turbatus dictum dominum Willielmum interfecisset tunc ibidem.

Johannes Barkman, ætatis 30 annorum—præsens fuit—una cum quampluribus de familia domini Episcopi Dunelmensis et aliis in aula prædicta, stantibus et adinvicem colloquentibus, et inter cætera audivit subito quendam Nicholaum de Skelton, domicellum, prorumpere in grossa verba, et inferre minas quibusdam de familiâ, quod frangeret capita eorundem, et dominus Willielmus de Beverlaco, cui custodia aulæ et in ipsa ministrantium, ac correctio et castigatio delinquentium in eadem, ac universalis supervisio ejusdem et pertinentium ad eam, loco senescalli, a dicto domino Episcopo fuerat commissa, dum fuit in eundo versus cameram, etc., *ut supra*.

Willielmus de l'Grayne ætatis 40 annorum.

Johannes de Stokton ætatis 26 annorum, etc., *and other witnesses*.

9 Jan. 1370. In capella venerabilis patris domini Thomæ, Dei gratia Dunelmensis episcopi, infra manerium suum de Aukland—coram eodem venerabili Patre, ibidem pro tribunali

sedente—idem dominus Willielmus de Beverlaco optulit se paratum ad purgandum se super et de infixione vulneris mortalis—cum dominis Johanne de Henle rectore ecclesiæ de Seggefild, Hugone de Westwyk rectore ecclesiæ de Eggelesclif, Henrico de Graspeis prebendario in ecclesia collegiata de Aukland, Johanne de Batisforth rectore ecclesiæ de Ellewyk, Thoma de Duffeld rectore ecclesiæ de Blofeld, Johanne atte Lee prebendario in ecclesia collegiata Langcestre, Willielmo de Brantyngham vicario ecclesiæ de Kellowe, Johanne de Galewey prebendario in ecclesia collegiata Aukland, Johanne Drawlace, Roberto Gaynford, Ricardo de Bedlington, Willielmo Gudynough, Petro de Burdeus et Johanne de Newsom, presbiteris.

XIX. SENTENTIA IN CAUSA ACCIPITRIS. [Reg. Hatf. 116.]

Thomas, etc. dilectis in Christo filiis universis archidiaconis, officialibus, decanis, et eorum ministris, necnon rectoribus, capellanis parochialibus et aliis quibuscunque nostris subditis, per civitatem et diocesim Dunolmensem, salutem, etc. Sua nobis Philippus de Nevyle suggestionem monstravit, quod quidam iniquitatis filii, Deum præ oculis non habentes, quorum nomina ignorantur, quendam aucipitrem magni præcii ad eundem Philippum pertinentem tenent, detinent, et occultant, scienter et temere ac maliciose, contra voluntatem dicti Philippi, in animarum suarum periculum, ac dicti Philippi præjudicium non modicum et gravamen; super quod idem Philippus nobis humiliter supplicavit, quod de remedio aliquo in hac parte competentis, ex officii nostri debito, provideremus eidem. Quocirca vobis—mandamus quatenus moneatis—prædictos detentores—palam et publice, in quibuscunque ecclesiis, diebus dominicis et aliis festivis, inter missarum solempnia—quod infra decem dies—prædictum aucipitrem—restituant—Et si parere contempserint, ipsos—majoris excommunicationis sententia percussis.—
Data apud Aukland, 28 Dec. 1376.

XX. SENTENTIA GENERALIS IN CAUSA AVIUM VOC. MERLIONS. [Reg. Hatf. f. 142, b.]

Thomas, etc., dilectis filiis, universis archidiaconis, etc. Sua nobis Robertus Todde suggestionem monstravit, quod quidam iniquitatis filii, Deum præ oculis non habentes, quorum nomina ignorantur, nostram forestam de Werdall, absque consensu nostro, aut dicti Roberti, custodis ejusdem forestæ, sunt ingressi; et quasdam aves, vulgariter nuncupatas merlions, clam et furtive de dicta foresta abstulerunt, ac nidificaciones hujusmodi avium earundem maliciose destruxerunt, in animarum suarum grave periculum etc. (Then follows the order for excommunication in the form above.) Aukland, 24 June, 1378.

XXI. SUBMISSIO CUJUSDAM FRATRIS SUPER LITE INTER VICARIUM NOVI CASTRI ET PRIOREM DOMUS CARMELITARUM DE OBLACIONE CANDELARUM IN DIE PURIFICATIONIS. [Reg. Lang. fol. 119.]

Decimo septimo die mensis Februarii, anno Domini Millesimo ccccxxiiij, comparuerunt coram domino, infra manerium suum de Aukland, magister Willielmus Glym, perpetuus vicarius beati Nicholai villæ Novi Castri super Tynam, et frater Willielmus Boston, prior domus Carmelitarum villæ prædictæ, super quibusdam articulis per eos ministratis, oblacionem candelarum ceræarum in die Purificationis beatæ Mariæ concernentibus; et, visis summarie per dominum articulis hujusmodi, habuerunt diem ad comparandum coram domino in Cathedra Sancti Petri tunc proxime sequente, in capella majori infra manerium prædictum, ad faciendum super dictis articulis quod justitia suaderet; qua die utraque pars communi consensu se voluntarie asseruit velle comparere. Quo die Sancti Petri in Cathedra, xxij die mensis prædicti, dicti magister Willielmus Glym et frater Willielmus Boston, prior prædictus, comparue-

runt coram domino, in loco prædicto; ubi vicarius prædictus exhibuit quosdam articulos, videlicet vij, quorum articulorum quinque primos dictus Prior simpliciter negavit, sextum articulum fatebatur et contenta in eodem, hoc solo excepto, quod, ubi ponitur *privandus*, asseruit se dixisse *privabilis*. Ultimum vero articulum dicit quod non credit. Et eodem die idem frater Willielmus optulit se probaturum contenta in quadam scedula papirea, propria manu sua scripta, quam primo die quo comparuit exhibuit, super materia antedicta, petens sibi terminum, videlicet primum diem mensis Marcii proxime tunc sequentem, ad fundandum se et probandum contenta in dicta scedula, ut præmittitur, dicto die. Submisit se insuper dictus frater Willielmus et se subiecit voluntati domini tunc ibidem, asserens humiliter, sponte et voluntarie, se velle corripì et eciam corrigi, juxta voluntatem et arbitrium domini, si in fundacione et probacione deficeret prædictorum in termino assignato. Quo termino adveniente, quia nichil probavit de prædictis, igitur dominus sibi injunxit, quod, die Palmarum proxime tunc sequenti, revocaret dictam suam conclusionem in forma hic sequenti et etiam in forma superius scripta in registro.

Revocacio de qua supra fit mencio.

I, frere William Boston, of the* order of Carmes, knowlaige fully and upynly that the offeryng of candels upon Candelmesday, the which er wonnet to be offeret in paryssh kirks, of custume convenience and lawe approvet, awe to be gifen and offeret in the paryssh kirkes where the peple is bonden be custume and lawe to receiye thaire sacramentj. And it forthinkes† me that any occasion should bee 3even by me in derogacion and hinderyng of the custume and use approvet aforesaide, and that any man shuld by wordes conceyve any thyng prively or openly unto the hynderyng or withdrawing of the foresaide offeryng. And it forthyngeth me that I have in

* We use the modern th instead of theþ in this document.

† In the Latin form referred to, which occurs at p. 111, this word is translated penitet.

this matirs any worde of hastinesse or malice saide or movet a3ein any curet that more shewet steryng to debate thanne norysshynge of love and charitee. And this I say by the decree and ordinance of our worshipfull fadre my lorde of Duresme, ordinary of this diocyse, with myn owen hert and mouth I afferme the same, to this ende that I have forjevenesse of that I have saide; and, as saint Austyn sayth, bettre is an erreure and dafaute to bee correct and amendit thanne with folye to bee sustenet and defendet.

XXII.—SENTENCIA.

Sentencia excommunicationis against persons unknown, for cutting down an ash tree in the church-yard of Bishop Wearmouth. Dated 7 Sep. 1425. [Ib. f. 123, b.]

Sentencia excommunicationis against persons unknown, for stealing from the house of Richard Clitherow, Esq., in Newcastle, sex crateres argenteos coopertos, quorum quidam erant deaurati, et quidam argentei tantum, triginta cocliaria argentea, unam pixidem pro pulvere, de argento, et duas phialas argenteas, quinque mappas, septem manutergia, tria paria lynthiaminum, unam murrā, et alia res et jocalia. Dat. 7 Apr. 1425.

XXIII. MONICIO CONTRA DEFERENTES FUSTES, GLADIOS, ETC. INFRA CIMITERIA. [Reg. Lang. 169, b.]

Thomas, etc. dilectis filiis capellanis parochialibus ecclesiæ nostræ collegiatæ de Langchestre—et capellarum prebendalium parochiarum de Medemesley et de Essh dependentium ab eadem salutem. Clamosa insinuacione ad nostrum pervenit auditum, quod nonnulli parochiani vestri ad ecclesias et capellas prædictas pro divinis officiis audiendis, ut tenentur, confluentes, diversaque arma invasiva, videlicet fustes, baculos, gladios, archus et sagittas, et alia consimilia in manibus suis gestantes, arma ipsa infra cimiteria dictarum ecclesiæ et capellarum usque ad valvas

ipsarum ecclesiæ et capellarum et infra—deferunt, et contra ecclesiæ honestatem, quæ caritatis et pacis doctrix est—ex quorum quidem armorum—delatione dissensiones graves de levi exortæ dictorum ecclesiæ capellarum et cimiteriorum violaciones et polluciones sæpius sunt secutæ, consimiliaque—accidere timeantur—moneatis—ne præsumant—alioquin—ad excommunicationis sententiam procedemus. xij. Jul. 1430.

XXIV. INDULGENTIA PRO ABBATE NOVI MONASTERII.

[Reg. Lang. f. 217, b.]

Thomas etc. dilectis—abbatibus, prioribus, capitulis, archidiaconis, officialibus, decanis, rectoribus, vicariis perpetuis, capellanis parochialibus, et aliis—infra nostram Diocesim—Cum, itaque, ut jam ex venerabilis in Christo patris Willielmi abbatis Novi Monasterii juxta Morpath, nostræ dioceseos, querulosa relatione concepimus, campanile ecclesiæ suæ conventualis, quod ipse tempore suo cum non modicis sumptibus et expensis ipsius domus suæ fecerat reparari, propter subjecti operis vetustatem et latamorum, qui illud construxerant, impericiam, ac alias causas, quæ de facili provideri non poterant, subito et ex improvise nuper corruit, et campanas pendentes in eodem, ac magnam partem ecclesiæ suæ, tam in cancello quam in navi et insulis ejusdem, prædicto campanili ex omni ejus parte adjacentem, ac totam fabricam infra ipsam ecclesiam subtus campanile illud existentem, penitus dirupit et dissipavit, ad quorum quidem campanilis ac campanarum et ecclesiæ cæteræque fabricæ, sic dissipatam, reparacionem et reedificacionem, et prædicti abbatis et conventus sui, ac aliorum degencium in eodem loco sustentacionem, omnes ipsius monasterii sufficere non poterunt facultates, qui ipsi dispendium importabile finaleque ipsius loci exterminium patientur, nisi eis Christi fidelium elemosinis in hac parte benignius succurratur; Vobis igitur universis et singulis, in remissione peccatorum vestrorum, injungimus ac in visceribus nunc Jesu Christi vos obnixius requirimus et hortamur, quatenus, quotienscunque aliquis predicti monasterii verus procurator has literas nostras—seu veram copiam secum deferens

ad vos—accesserit—ad elemosinas—colligendum—benignius admittatis—quadraginta dies indulgentiæ concedimus—presentibus per quadriennium tantummodo duraturis. Data in manerio nostro de Aukland, 7 Mar. 1434-5.

XXV. LICENTIA CELEBRANDI IN ORATORIO PRO VICARIO DE NEUTON IN GLENDALE. [Reg. Langl. f. 230.]

XVIII die mensis Aprilis, 1436, dominus, in manerio suo de Aukland, concessit viva voce Thomæ Whityngeham, vicario perpetuo ecclesiæ parochialis de Neuton in Glendale, suæ dioceseos, tunc ibidem in sua præsentia existenti, licenciam celebrandi missas et alia divina officia in quocunque loco securo et honesto, ac cultui divino rite disposito, ubicunque, infra ipsam parochiam de Neuton et extra ecclesiam suam, durante hostilitate Scottorum jam vigente ibidem, dum tamen circa baptismum puerorum et extremam unctionem decedentium et eorum sepulturam, quatenus secure poterit, provideat; et ipsa et alia sacramenta in dicta ecclesia sua parochianis suis administret pro loco et tempore oportunis; præsentibus magistris Johanne Bonour cancellario domini, Christofero Knolles sacræ theologiæ doctore, Johanne Marshall reverendissimi domini J. Eboracensis Archiepiscopi commissario generali, et Thoma Jobur, dicto London, notario publico et registratore domini.

XXVI. MONICIO CONTRA FURES. [Reg. Langl. f. 249.]

Decimo die Augusti, 1437, emanavit mandatum universis abbatibus etc., etc., ad denunciandum quosdam iniquitatis filios, quorum nomina ignorantur, qui, nocte sequente post diem veneris secundum diem instantis mensis Augusti, quandam cameram in hospicio Johannis Thornton villæ Novi Castri super Tynam, quam Johannes Bonour* de Berwyk super Twedam ad tunc hospitatus fuit [intraverunt], et duas cistulas, vulgariter vocatas

* Probably the same person who appears in the preceding Licence as the Chancellor of the Bishop of Durham.

trussyngcofres, summan xx marcarum in auro et amplius, ac alia bona ejusdem Johannis, una cum quibusdam scriptis obligatoriis, acquietanciis et aliis diversis evidenciis et scripturis, ipsum Johannem concernentibus, in se continentes, subtraxerunt—[Restitution to be made to the Bishop, the Abbot of Alnwick, or the Curate of St. Nicholas in Newcastle, within twenty days, under pain of excommunication.]

XXVII. EXTRACTS FROM A BOOK CONTAINING THE JUDICIAL PROCEEDINGS OF THE OFFICIAL OF THE PRIOR AND CONVENT OF DURHAM.*

Capitulum generale domini Prioris Dunelmensis celebratum in ecclesia Beati Oswaldi, sexto die mensis Octobris, anno Domini Millesimo ccccxxxv, per dominum Willielmum Dalton Officalem ejusdem domini.

Sanctæ Margaretæ Dunelm. Johannes Cok tegularius forn. cum Agnete del Rydell. Johannes Cok comparuit et fatetur crimen; et habet vj fustigaciones circa capellam vj diebus dominicis; et monitus est, sub pœna xl^s, ut seipsum, &c. Agnes vero correctæ est per magistrum Johannem Lethom, commissarium domini Episcopi; sed accusatur de facto, de ablacione zonæ, per Willielmum Couper juniorem.

Parochia de Hesilden. Johannes Whytyngeham, Thomas del Lawe, Johannes Wilkynson, Willielmus Ward, Agnes Lawson, Johannes Smyrke, Willielmus Boton, Thomas Lawson, operantur diebus dominicis et festis.

17 Octobris 1435. Sancti Oswaldi. Johannes West forn. cum

* The Official exercised Archidiaconal jurisdiction in the churches and parishes appropriated to the Prior and Convent, holding Chapters or Visitations of the Clergy, and inflicting punishment upon breach of Ecclesiastical discipline. He generally held his court in the church of St. Oswald, but occasionally in the chapel of St. Andrew upon Elvet Bridge, and in other churches and chapels within the officialty. The style of the court is given above. The book before us extends from 1435 to 1456, and is chiefly occupied with proceedings in cases of incontinency.

Beatrice Sharpe. Vir est extra. Mulier habet iij fustigationes circa ecclesiam iij diebus dominicis, post suam purificationem.

Witton. Robertus del Hall, Ricardus Fynlawe, Thomas Teesdale, Willielmus Natresse, Robertus Jakson. Isti reparabunt capellam de Witton competenter ante festum Natalis Domini proxime futurum, sub pena xx^s, levandorum ad opus ecclesiæ Dunelmensis ad festum Nativitatis B. Johannis Baptistæ proxime futurum.

Wolveston et Bellacis in parochia de Billingham. Robertus Barker contraxit matrimonium et forn. cum Johanna Fawdon de Wolveston. Vir fatetur crimen, sed negat matrimonium contrahi. Et vir habet iij fustigationes, mulier vero ij fustigationes circa ecclesiam de Billingham; et monentur ne convenient in locis suspectis, sub pœna xx^s, et duplici pœnitentia. Et postea fatebantur vir et mulier matrimonium fuisse contractum, quod, coram iudice confessum, promiserunt facere cito postea solempnizari in ecclesia de Billynham, et sic dimissi sunt.

1 Feb. 1435. Parochia de Edlyngeham. Margareta Lyndysay contra Johannem de Longcaster, Johannem Somerson, Johannem Symson. Diffamata quod fuit incantatrix, videlicet quod ipsa, cum alia muliere, posuit unum stake ad ligandum membra virilia ibidem quod non possunt choire. Negavit, et purgavit se, cum Agnete Wright, Cristiana Aresom, Alicia Fayhar, Emmota Letster, Alicia Newton; et restituta est ad famam. Et Johannes, Johannes, Johannes moniti sunt sub pœna excommunicationis, quod de cetero talia non prædicent de ipsa.

Willielmus Redeman contra Marion Armourer. Vir dicit quod mulier diffamavit eum, quod ipse fuit fur et latro equorum, in comitatu Eboracensi.

14 Jan. 1436. Adam Gray de Acle. Imponitur sibi quod non venit ad ecclesiam suam parochialem, diebus festivalibus, prout injunctum fuit sibi in ultima visitacione sub pœna 4^d, tociens quociens, cessante impedimento sive excusatione legi-

tima. Fatetur, ideo in gratia iudicis; et adhuc monitus est quod veniat ad ecclesiam diebus dominicis sub pœna eadem, viz. 4^d, et aliis festivalibus sub pœna 2^d, fabricæ ecclesiæ Dunelmensis applicanda, tociens quociens.

11 April, 1437. Thomas Tesedale, Ricardus Fynlaw, Robertus de Hall, Robertus Jacson, Procuratores capellæ de Witton, personaliter comparentes, imponitur eis quod inciderunt in pœnam, alias impositam villanis de Witton, propter non reparationem capellæ predictæ, in ultima visitacione.

11 Dec. 1437. Johannes Todde de Whitworth et Johanna Smyth. Vir comparuit. Imponitur sibi quod deliquit cum dicta Johanna a tempore quo imponebatur sibi pœna excommunicationis; et 6^s 8^d. Fatetur, et habet pro eodem sex fustigationes circa forum, et 8 circa ecclesiam, et abjuravit, &c. sub pœna 20^s, et sub pœna excommunicationis majoris, et respectuatur pœna prius apposita.

8 Jan. 1437. Willielmus Cowpar, Elizabet uxor, de veteri Elvet. Defecerunt; tamen iudex misericorditer restituit eos.

Octob. 1441. Johannes Huchonson de Southshirburn laboravit cum tribus plaustris in die Decollacionis Sancti Johannis baptistæ. Suspen.

11 Jan. 1441-2. Sancti Oswaldi. Thomas Jonson et Matilda Loremer. Mulier comparuit. Fatetur, et habet 3 fustigationes circa ecclesiam tunica sua tantummodo induta. Vir non citatus.

Isabella Wardelowe habet puerum cujus pater nescitur. Fatetur crimen, et habet 6 fustigationes circa ecclesiam. Mulier nupta.

3 Oct. 1443. Beatrix Atkynson et Margareta Domyll. Personaliter. Imponitur sibi quod metebant in festo dedicationis ecclesiæ Sancti Oswaldi—et habent ad purgandum se cum 6^{ta} manu mulierum honestarum, vicinarum suarum.

1 Jul. 1445. Thomas Dobyson, Isabella Lame. Vir comparuit personaliter. Dicit quod contraxit matrimonium cum Isabella per ista verba, videlicet quod tradidit sibi par sirothecarum et unum singulum, in festo Corporis Christi ultimo elapso, dicendo, sibi quod "Ego do tibi predicta sub ista condicione quod eris mea sponsa." Mulier dicit quod nunquam consensit in virum absque consensu parentum—Dicit quod cepit hujusmodi dona, non tamen sub ea condicione.

Octob. 1446 Mariot de Belton, Isabella Brome. Quod est sortilega, et quod utitur illa arte, et dicit mulieribus solutis, nubere volentibus, quod faciat eas habere quos affectant et desiderant habere. Negat, et habet ad purgandum se cum xij manu. Similiter imponitur Isabellæ. Negat, et habet ad purgandum cum iij manu.

11 Jan. 1447-8. Johannes Robynson walkar. Imponitur sibi quod violavit diem sabbati, viz. quod laboravit in arte fullonica, in die Epiphaniæ Domini. Fatetur, et submisit se correctioni; et injunctum est quod decetero ita non faciat, sub pœna 6s. 8d.

16 Feb. 1447-8. Mariot Jacson. Personaliter. Imponitur sibi quod est incantatrix, et quod utitur arte incantatricis. Et habet ad purgandum se in prox. cum v^{ta} manu, et restituta est pristinæ famæ.

21 May, 1450. Jacobus Dennant. Imponitur ei quod fuit ad molendinum, cum pannis suis fullandis, in die Ascensionis Domini. Fatetur; et habet pro causa 3 diebus dominicis quod antecedit processionem, lineis indutus, more pœnitentis; quod de cetero abstineat—sub pœna 10s. Elimosinario domini Prioris applicandorum.

Octob. 1450. Agnes Bowmer, nuper de Witton. Non comparuit, et ideo excommunicatur. Notatur super sortilegium. Negat crimen. Item notatur super crimen diffamacionis. Negat, et habet terminum ad purgandum se in prox.

22 Octob. 1450. Alicia Pixelaye notatur de opere festivali in septimana Pentecostes. Fatetur crimen, et injungitur sibi quod antecedit processionem, more pœnitentis, duobus dominicis.

10 June, 1451. Johannes Bartram et Mariot uxor ejus. Imponitur eis quod habent certa bona Cellæ de Wermouth. 25 June. Fatentur se habere 3 crokes, 1 sowme, 1 veru, 1 hamum, 1 wege ferri, 1 materes; et injunctum est quod ea confessata restituant Magistro de Wermouth infra octo dierum spacium, sub pœna marcæ etc.

28 July, 1451. Isabella Hunter et Katerina Pykryng. Imponitur quod lavaverunt lineum in die Mariæ Magdalensæ. Fatentur, et habent ij fustigaciones cum manipulo lini.

16 April, 1451. Visitacio domini Prioris Dunelmensis per Magistrum William Ceton, sacræ theologiæ baccalaureum, et Magistrum Newton, in utroque jure admissum, in ecclesiâ parochiali de Dalton in Valle 16 die mensis Aprilis, A.D. 1451.

Nomina Inquisitorum. John Freman, John de Hall de Dalton, John Ghough, Hugo Nicollson de Morton, Rob. Fermour de eadem, Will. Mewburn de eadem, Henr. Freeman de eadem. Qui dicunt quod chorus ecclesiæ est defectivus in fenestra una parva. Injunctum est, quod reficeretur, citra festum Pentecostes. Item dicunt quod, in quadam visitacione, compertum fuit quod Rector ecclesiæ contribueret unam capam et unum vestimentum pro principalibus festis, et hoc in illa visitacione quam dominus Fisshburn ultimo tenuit. Item dicunt quod fons et crismal non serantur. Injunctum est quod serantur, citra festum Invencionis Sanctæ Crucis proxime futurum, sub pœna 6^d. Item dicunt quod cimiterium non sufficienter est in clausura. Injunctum est—sub pœna 20^s.

11 die Augusti, 1451, in Navi Eccles. Cath. Johannes Gye litster, personaliter comparens, interrogatus in juramento suo, dicit quod duxit Elizabetam Mors. Interrogatus an habeat aliquam aliam, dicit quod habet aliam, nomine Isabellam Wuld-

warde, sed est divorciatus ab ea. Interrogatus quando duxit Elizabetam, dicit circiter quatuor annos. Interrogatus quo tempore anni, dicit dominica proxime post festum Trinitatis, summo mane, circa horam secundam. Item qui fuerunt presentes, presbiter et clericus parochialis et frater Elizabetæ et hujusmodi contrahentes. Interrogatus de missa, utrum fuit cum nota vel privata, dicit quod privata. Interrogatus quælibet vestes fuerunt indutæ, dicit quod sanguinei coloris ambo. Interrogatus de hujusmodi divorcio inter ipsum et Isabellam Wulwarde, uxorem suam, dicit quod quidam Johannes Esburn prosequitur modo et prosecutus est per quadriennium jam ultimo elapsum, sed nondum sententiam optinuit. Interrogatus de edicione bannorum matrimonii inter ipsum et Elizabet, dicit solemnizari fecit illud matrimonium absque aliqua edicione bannorum.

Elizabeta dicit, in juramento suo, quod est conjugata cum Johanne Guy. Interrogata de tempore solemnizacionis, dicit circa quatuor annos. Interrogata de tempore anni, dicit quod quadam die martis post festum Nativitatis Johannis Baptistæ. Interrogata de colore vestimentorum dicit quod fuerunt blodii coloris ambo. Interrogata de tempore, dicit mane. Interrogata de presentibus, dicit quod presbiter et clericus parochialis, et Willielmus Mores et Thomas Mores, fratres Elizabetæ, et ipsi contrahentes. Interrogata utrum Johannes Gye habuit uxorem suam supranominatam superstitem, tempore solemnizacionis hujusmodi matrimonii inter ipsam Elizabetham et ipsum, dicit quod sic. Interrogata utrum ipsa Elizabetha habuit virum superstitem, dicit quod sic. Nomen ipsius Robertus Dolly. Interrogata ubi divorciata fuit ab ipso Roberto, dicit in ecclesia Sancti Augustini de Bristol, Nigrorum Monachorum, et per Willielmum Faax, commissarium Episcopi Wigorniensis. Interrogata de edicione bannorum hujusmodi matrimonii, dicit quod banna non fuerunt edita, nisi solum illo die quo solemnizari procuraverunt hujusmodi matrimonium.

Inquisicio generalis domini Prioris Dunelmensis, tenta in

ecclesia parochiali de Billyngham, per dominum Willielmum Seton, officialem ejusdem, 8 Nov. 1451.

Nomina citatorum. Robertus Bellasys et Johannes Jekyll de Billyngham, Johannes Taillour et Johannes Thorpe de Wolveston, Ricardus Bellasys de Neuton, Johannes White et Johannes Shiphirde de Cowpon.

In primis, dicunt, quod cancellus ecclesiæ est defectivus in tectura, et quod pluit circa altare et quasi per totum latus ejusdem cancelli.

Item, quod Willielmus Dalby de Billingham utitur quasi communiter servili opere, et mercaturam tenet extra cimiterium, in diebus festis et in die Exaltacionis Sanctæ Crucis. Habuit duas mulieres ventilantes grana tempore matutinorum.

Item, dicunt quod Johannes Lowson senior, de Billingham, Thomas Milæer, Willielmus Lowson junior, et Johannes Lowson junior, ex consuetudine piscantur pro salmonibus capiendis, in diebus dominicis et festis.

Item, dicunt quod Robertus Goose de Billingham, scissor, non servat dies festos, sed in ipsis opera frequentat servilia.

Wolveston. Item dicunt quod Thomas Kirkham et Johannes Hunter de Billingham falcarunt quoddam pratum in die Sancti Bartholomei, recipiendo salarium pro eodem, pluribus videntibus.

Item, quod Johannes Bell de Wolveston, scissor, pro opere servili, eo quod in die Animarum consuit vestes, etc.

Cowpon. Item quod Robertus Woderofe, Johannes Marchall, Thomas Sheroton, Johannes Lawe, Willielmus Tuggell, frequentant marcaturam de Rypon et Yarum in Quadragesima, in diebus Dominicis, ecclesia parochiali relicta.

Item, dicunt quod Agnes uxor Thomæ Johnson de Billingham est inobediens in lecto et mensa, et multum obstinata marito suo.

25 Nov. 1451. Thomas Kirkham, Johannes Hunter. Personaliter comparuerunt. Imponitur sibi quod falcarunt in die Sancti Oswaldi. Fatentur, et uterque eorum habet pro culpa quod antecedit processionem, iij fustigaciones circa, et habens in manu botell feni; et quod de cetero non exerceat hujusmodi operaciones sub pœna x^s.

15 Dec. 1451. Isabella Mousse. Imponitur sibi quod violavit festum Sancti Marci, lavando vestimenta sua. Fatetur, et habet pro culpa ij dies ante processionem, camisiam in manu sua habens, et injunctum est—sub pœna vj^s. viij^d.

23 Mar. 1451-2. Willielmus de le Toune, Johanna Davison, parochiæ de Billyngham. Mulier petit Willielmum in virum, pro eo quod simul contraxerunt matrimonium per hæc verba, “ I Will’ sall wed the Janet at y^e kirk dore;” et mulier respondebat similiter, “ Will’m, I sall never hafe housbande bot the Will’m whillez ye live.” Vir negat. In prox. 30 Mar. Petit virum mulier; defecit in probacione sua. Judex remisit partes conscientis suis. Vir habet pro culpa xij fustigationes circa ecclesiam cum candela ponderante dim. lib.

23 Mar. 1451-2. Joh. Davison, Alicia Davison. Alicia mater comparuit. Imponitur sibi quod utitur arte sortilegii, scilicet utitur arte medical’ cum plumbo et pect’ et ferro c.

25 May, 1452. Willielmus de Toune. Personaliter comparuit. Imponitur sibi quod diffamavit Vicarium de Billingham, quod revelavit confessionem suam. Fatetur se deliquisse, taliter dicendo de persona eo, et pro illo tristis est et paratus est petere veniam ab eo pro culpa sua, et juravit petere veniam ab eo vicario, juxta formam sibi in scriptis tradendam, infra ecclesiam parochialem de Billyngham, proxima die dominica, inter missarum solemnizacionem.

August, 1452. Johanna Smythson, Agnes Thomson. Comparuerunt, et Johanna Smetheson produxit duas testes, viz., Johannam Barber et Agnetem Patey, quæ contestantur quod audierunt ipsam Agnetem publice diffamantem eandem Johannam de sortilegio, et eciam quod dominus Johannes Smyth, capellanus parochialis Sanctæ Margaretæ, in tantum luxuriatus est cum ipsa, quod, propter sibi per ipsum data munera, incarceratus fuit. Habet ad purgandum se cum iij^{ta} manu.

14 Dec. 1452. Thomas Cokke. Judex injunxit sibi iij fustiga-

ciones circa Ecclesiam Cathedralem Dunelmensem, coram domino priore et confratribus, cereum ij. libr. ceræ in manu sua deferenti.

Feb. 1452-3. Joh. D., procurator incolarum et inhabitancium de Elvett, peciit dominum Johannem Ronkhorne capellanum compelli et coherceri ad interessendum et ministrandum in ecclesia S. Oswaldi, in divinis officiis inibi supportandis, et habet ad exhibendum ordinationem Cantariæ suæ in prox.

16 Mar. 1452-3. In Registro domini Prioris Dunelmensis comparuerunt coram M. Willielmo Seton Johannes Palfrayman et Ricardus Palfrayman de Edlyngeham, et penitencias pro suis commissis subierunt salutare, videlicet Johannes Palfrayman habet iij fustigaciones circa ecclesiam, et solempniter juravit quod citra festum S. Marci exiet parochiam de Edlyngeham, in eadem parochia, durante vita Johannæ Branxton, quam prius tenuit, et cujus prolem de sacro fonte levavit, nullatenus moraturus, nisi prefatam Johannam in locis remotis morari contigerit, ita quod ad eam accessum habere non poterit unde aliquis suspicio oriatur, et tunc ad hoc ab Officiali jurisdictionis Archidiaconalis domini prioris Dunelmensis licenciam obtinuerit specialem. Et Ricardus Palfrayman habet pro suis commissis vj fustigaciones circa ecclesiam, lineis indutus.

26 Apr. 1453. In capella S. Andreæ super pontem de Elvett. David Grayden, Alicia uxor ejus pretensa. Vir comparuit, et habet pro commisso quod antecedit processionem in ecclesia Cathedrali Dunelmensi coram domino priore et confratribus iij diebus dominicis, et mulier iij fustigaciones circa ecclesiam lineis et tunica induta; et quod abstineant a loco suspecto usque diem lunæ ad septimanam, et quod interim matrimonium solempnizari faciant.

5 Dec. 1453. Ricardus Wilson, Agnes uxor ejusdem. Vir petit divorcium, quia dicit ipsam voluisse interfecisse ipsum Willielmum: Mulier peciit ipsum compelli ad hærendum et

cohabitandum cum ea, et quod proponat ea, quæ habet proponenda contra eam, in debita juris forma, in prox.

7 Feb. 1453-4. Helena de Inferno (alias morans in inferno) alias Meldrome purgat se quod non fornicavit cum quodam de parochia de Hert, et quod non receptavit aliquos ad fornicandum in domo sua cum Emmota Sclater. Agnes, in domo Helenæ de Inferno, defecit in purgacione sua.

March 1453-4. Willielmus Hunter, Robertus Raynton. Actor petit pro educacione et alimentacione cujusdam vituli per iij annos viz. pro singulo anno ij^s. viij^d. Pars rea negat.

11 April, 1454. Agnes Hebburne purgat se, quod non habuit camisiam competentem, nec potens fuit ad emendum. Postea Judex injunxit sibi quod peragat pœnitentiam prius injunctam, in tunica, habens unam vestem vocatam le napron.

27 Nov. 1454. Johannes Thomson wever defecit in purgacione sua, et habet pro commisso quod operetur ij diebus ad opus ecclesiæ S. Oswaldi, citra Pascha.

17 Apr. 1455. Parochia de Estmeryngton. Thomas Dawson. Imponitur sibi quod non venit ad ecclesiam in diebus dominicis et festis. Item quod stetit suspensus a Natale usque Pascha. Item quod spoliavit peregrinantes ad Curiam Romanam. Negat quemlibet articulum, et habet ad purgandum in prox. cum vij^a manu.

17 Ap. 1455. Robertus Segefeld capellanus, Johanna Bell soror uxoris Thomæ Cornforth. Imponitur sibi quod fornicatus est et carnaliter cognovit Margaretam Bell sororem Thomæ Cornforth. Fatetur, et habet pro commisso quod in die Veneris stet ad fontem baptismalem, in capella sanctæ Margaretæ, nudus caput, et legendo super psalterium tempore majoris missæ, et quod, in die dominica, tempore altæ missæ, veniat per chorum ecclesiæ Cathedralis Dunelmensis, offerentio cereum summo altari, et vij^a viij^d feretro Sancti Cuthberti; et quod abstineat a peccato

et loco suspecto sub pœna xl^s et suspensionis per quarterium anni.

Johannes Coxhou. Imponitur sibi quod non recepit sacramentum Eukaristiæ, de tempore quo fuit moram trahens apud Wytton. Negat, et habet ad purgandum se in prox. cum vj^a manu.

Thomas Halyday. Imponitur sibi quod piscabatur in aqua de Beurepayr, sententiam majoris excommunicacionis incurrendo. Item quod est communis objurgator cum vicinis. Item quod diffamat Inquisitores et dominum Officialem sub certis verbis contumeliosis. Negat, et habet ad purgandum se cum iiij manu.

Ricardus Boteler, pincerna de Finchall, Agnes Porteyace. Imponitur ipsis de crimine fornicacionis. Fatentur, et habent pro commisso, vir vj fustigaciones, et mulier iiij fustigaciones, et habent quod abstinence a peccato et locis suspectis, sub pœna vj fustigacionum circa ecclesiam et x^s per virum et vj^s viij^d per mulierem, elemosinariæ Domini Prioris applicandorum, et quod solemnizent matrimonium ante Nativitatem Sancti Johannis Baptistæ prox.

1455-6. Memorandum quod, xxvij die Januarii, in navi Ecclesiæ Cathedralis, comparuit coram Officiali jurisdictionis Archidiaconalis domini Prioris Dunelmensis, Johanna Foster relicta, ut asseruit, Roberti Foster, et instanter peccit a dicto Officiali literas sub sigillo officii ad solempnizandum matrimonium inter ipsam et Thomam Myddleham de Elvet: quæ, a dicto Officiali requisita, si habuerit noticiam claram de morte predicti Roberti mariti sui, respondet quod sic; et juravit de certa scientia, et adduxit ij testes, videlicet, Ysabellam Elmedon et Johannam Waker, quæ eciam de certa scientia mortis dicti Roberti deposuerunt, tactis sacrosanctis Ewangeliis, presentibus domino Johanne Hagyrston capellano, Johanne Spicer, domino Edmundo Bell clerico, et aliis.

May, 1455. In navi Eccles. Dunelm. Thomas Kyrkeham, Isabella uxor ejusdem. Mulier peccit divortium et sepeparationem a thoro et mensa, propter sæviciam viri. Vir negavit, et postea, ex industria Judicis, mulier, genibus flexis, humiliter veniam peccit a viro, et vir sibi quamcunque prius offensam perdonavit, et deosculatus est eam, et ulterius vir juravit super librum quod non inferet mulieri metum mortis ac mutilacionem membrorum.

4 Dec. 1455. Johannes Blakett, Johannes Thomson, Johannes Alanson, yconomi capellæ parochialis de Wytton, personaliter comparuerunt. Imponitur ipsis per dominum Judicem quod capella ipsa est defectiva et ruinoso in tectura, meremio, et aliis. Item quod cimiterium ejusdem non includitur sufficienter. Et, ad instanciam dictorum yconomorum, Judex decrevit singulos parochianos ipsius capellæ citandos fore erga prox. super premissis et aliis articulis responsuros.

XXVIII. MONITIO CONTRA FAMOSOS LATRONES DE TYNDALL ET RYDDALL. [Reg. Fox, Anno 1498.]

Ricardus permissione divina Dunelmensis Episcopus dilecto nobis magistro Georgio Ogle, artium magistro, necnon universis et singulis ecclesiarum parochialium infra Tyndalle et Riddysdal, nostræ dioceseos constitutarum rectoribus et vicariis, necnon capellarum et cantariarum inibi capellanis, curatis et non curatis, salutem, &c. Quia, tam fama quam notorietate facti referentibus, ad aures nostras delatum est quod nonnulli villas, villulas, hamelectas et alia loca de Tyndale et Ryddisdale inhabitantes, nec divina nec humana jura timentes, quibus se illaqueatos esse (quod summopere dolemus) intelligunt aut saltem intelligere debent, de eisdem villis, villulis, hamelectis ad et in episcopatum Dunelmensem et comitatum Northumbriæ aliaque loca, dictis locis de Tyndalle et Ryddisdalle confinia et adjacentia, latronum, rapientium, ac deprædantium more, per diuturna tempora sæpe, sæpius et sæpissime, publice, et manifeste, noctu dieque, incurrentes, prout adhuc indies, co-

tidie, sæpe, sæpius, et sæpissime, noctu dieque, publice et manifeste, sic incurrunt, furta, latrocinia, rapinas, et depredationes passim committentes, pecora et catalla in eisdem inventa furati deprædatique fuerunt, et ab eisdem ad partes et territoria de Tyndall et Ryddisdalle prædictis, aliaque loca eisdem confinia, ab libitum suarum voluntatum asportaverunt, fugaverunt, et abigerunt, prout adhuc indies nulli equidem alii rei quam, hujusmodi furtis, latrociniiis, rapinis et deprædationibus, dediti, furantur, deprædantur, fugant et abigunt. Et, quod ipso delicto deterius est, per tabernas, et alia loca publica, iniquitatibus, furtis, latrociniiis, et deprædationibus suis hujusmodi gloriantes, se talia commisisse, et de cætero committere, palam et publice jactari non desinant; hisque malis non contenti, sed potius furtum furto, latrocinium latrocinio, rapinam rapinæ, deprædationem depredationi, aliaque mala malis accumulantes, in hujusmodi furtorum, latrociniorum, et deprædationum aggravationem, non solum ipsi furantur, verum etiam fures et latrones et raptores quoscunque, ad ipsos confugientes, receptant, nutriunt, hospitantur, confovent et confortant; suosque liberos, servientes, atque famulos in hujusmodi latrociniorum, furtorum, deprædationum et rapinarum perpetracione, quod maxime detestandum est, educant, et exercitant, adeo ut furtum, latrocinium, deprædationem, rapinam, aut robberium hujusmodi committere, aut eidem consentire non solum non vereantur, sed crassam, immo verius quæsitam ignorantiam prætendentes, et dictas rapinas, furtum et deprædationes, tanquam artem unde victum suum quærant, publice et manifeste profitentes, crimen esse non agnoscunt: suntque nonnulli viri in partibus prædictis, quorum quidam sunt ministri justitiæ et regii justiciarii, qui eosdem fures, latrones, depredatores, et raptores, aliosque malefactores rectificare et justificare deberent, quidam vero sunt viri nobiles et potentes in confinibus et territoriis de Tyndalle et Ryddisdalle prædictis, aliisque villis et locis eisdem convicinis, circumvicinis, et adjacentibus degentes et commorantes, qui fures, latrones, raptores et deprædatores prædictos ab hujusmodi criminibus prædictis refrænare et impedire possent, si suas ad id manus, ut deberent, porrigerent adjutrices. Quorum omnium, videlicet justitiæ

ministrorum, et aliorum, saltem nobilium et potentium, in partibus et territoriis de Tyndalle et Ryddysdalle prædictis, aliisque villis et locis eisdem convicinis et circumvicinis adjacentium, quidam conniventi oculo, quidam ex pacto et collusionione, quidam vero propter lucrum quod cum eis participant, nonnulli siquidem propter amorem, favorem, familiaritatem, affinitatem, et sanguinis conjunctionem, necnon nominis idemptitatem hujusmodi furtis, latrocinii, rapinis, et deprædationibus aliquando tacite, interdum etenim expresse consentientes, fures ipsos, latrones, et deprædatores per eorum terras et districtus cum rebus, pecoribus et catallis, quæ furati sunt, liberum habere transitum scienter tolerant et permittunt; ac nonnunquam eosdem cum rebus, pecoribus et catallis raptis, deprædatis, et furtive ablatis, receptorunt, prout adhuc in dies recipiunt et receptant, non ignorantes receptatores hujusmodi quoscunque, non minori pœna dignos quam raptores, fures, latrones et prædones. Nam si non esset, qui foveret, reciperet et confortaret, nullus rapinam, latrocinium, deprædationes hujusmodi committeret, committere ve auderet. Eodem quoque delicto singulas villas, villulas, hamelectas dictarum partium de Tyndall et Ryddisdall laborare intelleximus, quod maxime abhorrendum est: nam latrones, fures, raptores, deprædatores famosos et manifestos, sic, ut præfertur, recipiunt, hospitantur, fovent et nutriunt, ac inter eos, et cum eisdem, in partibus prædictis, ut vicinos suos familiares habitare permittunt, et ad eadem facinora reiteranda invitant et confortant, publice, palam et manifeste; compluresque capellanos sæpenominatarum partium et territoriorum de Tyndalle et Ryddysdalle, publicos et manifestos concubenarios, irregulares, suspensos, excommunicatos et interdictos, necnon literarum penitus ignaros, adeo ut per decennium celebrantes nec ipsa quidem verba sacramentalia, uti quibusdam eorum opponentiis* experti sumus, legere sciant; nonnullos etiam non ordinatos, sed sacerdotii effigiem duntaxat prætendentes, non modo in locis sacris et dedicatis verum etiam in prophanis et interdictis ac miserabiliter ruinosis, necnon vestimentis ruptis, laceratis et fœdissimis, non divino immo nec

* Opponencies, Examinations. The word is still in use in the Universities.

humano officio aut servitio dignis, quasi Deum contemnentes induti, divina celebrare sacraque et sacramentalia ministrare intelleximus. Dicti præterea capellani, supradictis furibus, latronibus, deprædatoribus, receptatoribus et raptoribus manifestis et famosis sacramenta et sacramentalia ministrant, sine debita restitutione, aut animo restituendi, ut ex facti evidentia constat; sicque eos, sine cautione de restituendo, ecclesiasticæ sepulturæ, cum ex sacrorum canonum et sanctorum patrum institutis hæc facere districte prohibentur, passim committunt, in animarum suarum grave periculum, aliorumque Christi fidelium exemplum perniciosum, plurimorumque spoliatorum et privatorum bonis, rebus, pecoribus et catallis suis hujusmodi damnum non modicum et gravamen. Nos, igitur, animarum hujusmodi malefactorum saluti providere cupientes, spoliatorumque et privatorum hujusmodi jacturis et dispendiis paternali affectu compatientes, et, quantum in nobis est, remedium in hac parte apponere, ut tenemur, volentes, vobis omnibus et singulis rectoribus, vicariis, capellanis, curatis et non curatis prædictis, tenore præsentium, in virtute sanctæ obedientiæ firmiter injungendo mandamus, quatenus, proximis diebus dominicis et festivis, inter missarum et aliorum divinatorum solemnia, in ecclesiis et capellis vestris, dum major in eisdem aderit populi multitudo, omnes et singulos fures, latrones, raptores, prædones, deprædatores, et eos præsertim quos famosos et manifestos latrones, raptores, et deprædatores fuisse et esse intelleximus, quorum nomina in præsentis rescripto sunt descripta, peremptorie moneatis, quos nos etiam, tenore præsentium, primo, secundo et tertio, ac peremptorie, monemus, ut ipsi omnes et singuli ab hujusmodi incursionibus, furtis, latrociniiis, rapiniis, deprædationibus de cætero se abstineant et desistant, sub pœna majoris excommunicationis sententiæ, quam ex sacrorum canonum institutis incurrunt, sicque eos, et eorum quemlibet, incurrere volumus ipso facto. Citetis insuper, seu citari faciatis, peremptorie, omnes et singulos famosos et manifestos fures, latrones, raptores, et deprædatores, quorum nomina sunt in dorso præsentis schedulæ sive rescripti descripta, et eorum quemlibet, quod compareant, sicque quilibet eorum compareat, coram nobis aut nostro in hac parte commissario, in Galilea Ecclesiæ nostræ Cathedralis Dunelm. locoque

consistoriali ejusdem, sexto die post citationem, eis, et eorum cuilibet, in hac parte factam, si juridicus fuerit, alioquin proximo die juridico ex tunc sequente, quo die nos aut commissarium nostrum hujusmodi ibidem ad jura reddenda hora consueta pro tribunali sedere contigerit, certis articulis et interrogatoriis meram animarum suarum salutem et correctionem concernentibus, eisdem, et eorum cuilibet, in eorum adventu, ex officio nostro mero objiciendis, personaliter responsuri et parituri. Moneatis insuper, sic ut præmittitur, peremptorie, omnes et singulos ministros justitiæ cæterosque viros nobiles et potentes dictas partes et territoria de Tyndall et Ryddysdall et loca vicina et circumjacentia inhabitantes, necnon omnes et singulos capellanos curatos et non curatos in eisdem partibus et territoriis de Tyndall et Ryddysdall divina celebrantes, quatenus ipsi justitiæ ministri et viri nobiles et potentes omnes et singulos fures et latrones, necnon raptores et deprædatores, in et ad partes et territoria de Tyndall et Ryddysdall cum rebus pecoribus et catallis furtive ablatiis confugientes, necnon omnes et singulos fures, latrones et deprædatores in eisdem partibus et territoriis de Tyndall et Ryddysdall commorantes et degentes, saltem famosos, publicos, notorios et manifestos, nullatenus foveant, nutriunt aut confortent, hospitentur aut manuteneant, immo eosdem fures, latrones et deprædatores quoscunq. ab eisdem partibus et territoriis de Tyndall et Ryddysdall amoveant, sicque amoveri faciant et procurent, seu saltem eosdem fures, latrones, deprædatores et raptores quoscunque capiant, sicque capi faciant eosdemque rectificent et justificent. Capellani vero, curati et non curati, in eisdem partibus et territoriis divina celebrantes, hujusmodi fures, latrones et deprædatores, saltem publicos, notorios et manifestos, ad sacramenta pœnitentiæ, eucharistiæ, sepulturæ, cæteraque sacramenta aut sacramentalia, sine debita restitutione spoliatis facta, aut sufficiente cautione de restituendo præstita, nisi in mortis articulo, et tunc ad sacramenta pœnitentiæ et eucharistiæ duntaxat, non autem ad sepulturam, sub pœna suspensionis ab officio et beneficio nullatenus admittant.

[*Desiderantur sequentia et conclusio, cum Transgressorum nominibus, propter hiatum quinque foliorum in Registro.*]

XXIX. TESTIMONIALIS LITERA DOMINI EPISCOPI SUPER
ABSOLUTIONE QUORUNDAM LATRONUM, NECNON INJUNC-
TIONES FACTÆ EISDEM. [Ib. Anno 1498.]

Ricardus, permissione divina Dunelmensis Episcopus, universis et singulis rectoribus, vicariis, capellanis, curatis et non curatis, quibuscunque, curam animarum habentibus, infra territorium de Tyndall et Ryddysdall, nostræ dioceseos, salutem, gratiam et benedictionem. Sciatis Sandy Chareltan, Crysty Milborn, Howy Milborne, Atkin Millborne, filium Willielmi Milborn, Laury Robeson, Davey Robeson, Sandy Robeson, Gilly Dod of y^e Crake, alias of Smebemouth, George Dod, Rouly Dod, Barmy Dod, Sandy Dod of the Shawe, George Marshall, Sandy Hunter, a sententia excommunicationis, quam in eosdem pro eorum contumacia promulgavimus, per nos absolutos esse, et communioni hominum ac sacris ecclesiæ restitutos, seque nostræ correctioni humiliter submittentes, injunctiones salutaremve suscepisse pœnitentiam, videlicet ut de cætero rapinam furtum aut latrocinium publice manifeste vel occulte non committant, nec aliquis eorum committat, aut talia committenti auxilium, consilium vel favorem præstent, nec aliquis eorum præstet, seu talia committentium consilium quovismodo celent seu celet, celarive procurent seu procuret. Item, quod, post diem Mercurii proxime futurum, viz. 26 diem mensis Septembris jam instantem, non incedant, nec aliquis eorum incedat, pedes aut eques, indutus subicinio, Anglice *a Jacke*, aut galea, Anglice *a Salet or a Knapescall*, aut aliis armis defensivis quibuscunque, nec equitent, aut eorum aliquis equitet, super equo aut equa, cujus valor communi hominum æstimatione excedet vj^s. viij^d. nisi contra Scotos, vel alios regis inimicos. Injungimus præterea quod postquam ingressi fuerint, vel eorum aliquis ingressus fuerit, cœmeterium ecclesiæ vel capellæ cujuscunque, infra territorium de Tyndall et Riddesdall, ad divina inibi audienda, vel orationes inibi faciendas, seu alia quæcunque facienda abjiciant seu deponant, sicque eorum quilibet abjiciat et deponat, arma invasiva quæcunque, si quæ habeant, si ad longitudinem unius

cubiti se extendant, et quamdiu fuerint, seu aliquis eorum fuerit infra eandem ecclesiam seu capellam aut cœmeterium ejusdem, cum nullo sermonem aut verbum habeat nisi cum curato aut sacerdote illius ecclesiæ vel capellæ, sub pœna excommunicationis majoris, quam in eos et eorum quemlibet, casu quo his nostris injunctionibus aut uni earum non paruerint, cum effectu exnunc prout extunc et extunc prout exnunc promulgamus in scriptis, justitia mediante. Vobis igitur omnibus et singulis, in virtute sanctæ obedientiæ firmiter injungentes mandamus, quatenus hanc pœnitentiam, sive has injunctiones excommunicationisque decretum, sic, ut prefertur, in contrafacientes quoscunque omnes et singulos fulminatum in ecclesiis seu capellis vestris proximo die festo cum major aderit populi multitudo in eisdem, ut non parentes ab omnibus Christi fidelibus tanquam excommunicati evitari possint, declaratis declarative faciatis. Vobis quoque firmiter injungentes mandamus, ut, si quem seu quos, ex supranominatis hiis nostrisve earum alicui injunctionibus contrafacientem, seu contrafacientes, inveneritis, eum seu eos sic contrafacientem seu contrafacientes hujusmodi proximo die festo in ecclesiis seu capellis vestris, inter missarum et aliorum divinatorum solempnia, cum major in eisdem aderit populi multitudo, publice denunciatis excommunicatum seu excommunicatos, nomenque et cognomen sic contrafacientis et excommunicati, seu nomina et cognomina sic contrafacientium et excommunicatorum, nobis aut nostro commissario generali, nobis in remotis agentibus, infra viij dies proxime et immediate sequentes a tempore denunciacionis vestræ hujusmodi, ubicunque infra nostram Dunelmensem diocesim tunc fuerimus, seu hujusmodi commissario nostro generali, nobis, ut præfertur, in remotis agentibus significantes. Data in castro nostro de Northam, sub sigillo nostro, xxv die mensis Septembris, Anno Domini Millesimo CCC nonagesimo viij, et nostræ translacionis anno quarto.

**XXX. DISPENSATIO AD SOLEMNIZANDUM MATRIMONIUM
IN CAPELLA. [Reg. Fox, f. 38.]**

Rogerus Layborne in sacra Theologia bacallaureus, Reverendi in Christo patris et domini Ricardi, permissione Divina Dunelmensis episcopi, extra suam diocesim in remotis agentis, Vicarius in spiritualibus generalis, dilecto nobis in Christo Decano decanatus de Lanchestre, ipsiusve vices gerenti, salutem in Domino. Cum, ut accepimus, dilecti nobis in Christo Johannes Hall de Middleham Episcopi, et Isabella Tempest, filia Roberti Tempest de parochia de Lanchestre predicta, ab omni contractu matrimoniali et sponsalicio liberi et immunes, matrimonium purum, verum et legitimum, per verba ad hoc apta, mutuam eorum consensum hinc inde experientes ad invicem contraxerunt, illudque in facie ecclesiæ solemnizatum obtinere proponunt et intendunt, quumque ipsi eorumque parentes tum propter aeris pestiferi intemperiem, tum propter imbecillitatem corporum, ad eorum ecclesiam parochialem predictam accedere minime audent aut valeant, ut matrimonium, ut dicitur, legitime inter eosdem Johannem et Isabellam contractum in capella infra manerium de Homesid, de parochia de Lanchestre predicta situata, solemnizare, bannis tamen prius inter eosdem Johannem et Isabellam per tres dies solemnes inter se distantes, ut moris est, intra missarum solemnia editis, prout jura exigunt, dum tamen aliud canonicum non obstat, vobis ex causis premissis, et aliis nos moventibus, licenciam tenore presentium concedimus specialem. Dat. 7 Aug. 1500.

XXXI. CAUSA HERESEOS. [Reg. Tonstall, fol. 86.]

Decimo quarto die mensis Novembris, Anno Domini millesimo quingentesimo tricesimo primo, in capella infra manerium de Awkelande, comparuit Rogerus Dichaunte de Novo Castro super Tynam, mercator, coram domino Episcopo sedente

ibidem pro tribunali, ubi erat detectus * et suspectus de heresi et tandem convictus, et coram domino Episcopo et multis aliis confessus, et solempniter abjuravit suam heresim, et primo die mensis Deembris dominus injunxit sibi pœnitenciam.

Abjuracio Rogeri Dichaunte Villæ Novi Castri super Tynam mercatoris.

IN THE NAME OF GOD, AMEN. I Roger Dichaunnte, of the Diocese of Duresme, of the Parische of All Halowes in the Town of Newcastle, suspecte and detecte † byfore yow, Reverende fadir in God Cuthberte bishop of Duresme, mye ordinarie in that byhalfe, and manyfestlye convicted of certayne Articles of heresy hereafter folowinge, Wyllynge to retourne too our mother holye church, and too forsaike all maner errores, heryses, and evill opynyons contrarye too the catholike doctrine of Christes church and the see Apostolike, doo confesse mye self too be giltye, and that I have grevouslye offendyd and erred in dyverse articles, contrarye too the doctrine of Holy Church, otherwise than a good christen man owght to have done, And chefelye and naymelye in thiese articles, that is too saye, That there is no purgatorye after that a man is deade, And that it is but folye too praye for them that bee deade; Also that the sacrifice of the Messe is not acceptable too God, but rather stirithe the ire of God, and crucifieth the Christe of newe; Also that it is but vayne to praye to Sanctes, bicause Christe is onelye our mediator; Also that, because we be justified by faythe, no good worke nether commaundyd bye God nor inventyd bye man can maike us acceptable too God; Also that man haith the noo fre wyll, but all thinges be done bye necessite, soo that it is not in the power of man too doo good ore too eschewe evyll; Also that everye christen man is a preste, and haith the power to consecrate the Bodye of our Lorde, and too doo all other thinges which prestes alone now use too doo; Also that everye preste myght and owght too be maryed; And also that all the lyfe of relygiouse men lyvinge in their cloysters is but ypocrisy, and therfor all monasteryes owght too be pulled

* Informed against.

† Informed against.

down. Whiche foresaide heryses and errors I the foresaide Roger Dichaunnte have holdyn wrytten spokon and also defendyd boithe to the grevouse daunnger of myne owne sowlle and also too the perillouse example of odyr christen people. All whiche foresaid errores heryses and dampnable opynyons inspeciall, with all other heryses in generall, beyng contrarye too the catholike doctrine of our mother holye church, and the see Apostolik, I the foresaide Roger Dichaunnte here byfore All myghtye God, the holy companye of all the sayntes in hevon, and byfore yow Cuthbert bisshop of Duresme myne ordinarye openly and manifestly doo forsaike renounce abjure and detest, fullye myndyng and by thies holy Evangelies here by me bodelye touchit swerynge and faithfullye promysinge never too reatorn too the saide errores hereses or opynyons ore too anye of them, ore too odyr lyke, contrarye too the determination of our mother holye church; And also if that I shall knowe hereafter anye persone ore persones too be gyltie ore fawtie of any heryses or erroures contrarye to the doctryne of our mother holye church I shall not conseile them, agre unto them, ore associate them in there erroures, but I shall detecte and geve knowlege of them frome tyme too tyme too there ordinaries for there reformatione as sone as I shall have knowlege of them and have commodite therunto, Mooste humble and mekely submittinge mye self for myn heynose and grevouse offenses to the mercy of God Allmyghtie and reformation of holye Church too you myn ordynarye, desyerynge you of absolucion and penance for the foresaide myn offences, whiche penance here opynlye byfore Almyghtye God and the holy companye of all sayntes and also you myn ordynarye I doo promise withe humble contrite and meke herte too perfourme and fulfyll, soo help me God and theise holye Evangelies. In witnes wherof too this myn opyn promyse and abjuracion I have with mye hande set too the syng of the holy crosse and subscribet my nayme.

XXXII. CORRECTIO. 2 Dec. 1531. Injunxit Willielmo Fayerellers dominus, pro culpa offensæ et fornicacionis cum Margareta Hunter, viz. unam fustigacionem, die Sabbati proximo, pannis lineis tantummodo induto, circa forum Dunelm. dieque dominica tunc proxime, coram processione solempni, cum una cerea in manu sua, eodemque modo die dominica tunc immediate sequente. [A]

XXXIII. SENTENCE IN A MARRIAGE CAUSE. 1531. In Dei nomine, Amen. Nos Robertus Hyndemers, Juris utriusque doctor, Reverendi in Christo patris et domini domini Cuthberti permissione divina Dunelmensis episcopi in temporalibus Cancellarius, ac in spiritualibus Officialis principalis, rimato per nos toto et integro processu in quadam causa matrimoniali inter Anthonium Lodesman, partem agentem, ex una, et Johannam Laxe, partem ream et confitentem, ex altera, coram nobis pendente indecisa legitime procedentes, ad sententiam nostram diffinitivam sive finale decretum in hac parte ferendum procedimus in hujusmodi, qui sequitur, modum. In Dei nomine Amen. Quia per acta inactitata, deducta, perducta, exhibita et confessata, in hac parte, comperuimus luculenter et invenimus dictum Anthonium Lodesman intencionem suam in quadam summaria petitione coram nobis sufficienter et legitime fundasse et probasse, quam petitionem pro hic insertam et perlectam haberi volumus, de jurisperitorum consilio, cum quibus in hac parte communicavimus, ac ipsum solum Deum præ oculis nostris habentes, in presencia partium predictarum, justiciam fieri et sententiam ferri instanter petencium, dictam Johannam Laxe prefato Anthonio Lodesman in uxorem, et eundem Anthonium eidem Johannæ in virum adjudicamus, pro vero, justo et legitimo matrimonio, inter eosdem per verba de præsentī legitime contracto, illudque in facie ecclesiæ solempnizandum fore decrevimus, per hanc nostram sententiam diffinitivam, sive finale decretum, quam, sive quod, ferimus et promulgamus in hiis scriptis. [A]

XXXIV. CORRECTIO. Jul. 19, 1531. Quo die comparuit quidam Guido Henryson, cui dominus legitime procedens, propter suam offensam manifestam injunxit nudis pedibus tenere unam ceream valoris $\frac{1}{2}d.$ offerreque solempniter eandem, postque oblacionem ejusdem veniam petere de quodam capellano. [A]

XXXV. CORRECTIO. 21 Jul. 1531. Anthonius Atkinson et Alicia Cowper parochiæ de Ebchester, in causa correctionis. Fatetur vir. Unde dominus injunxit ei unam fustigacionem, coram processione in ecclesia parochiali de Ebchestre, pannis lineis tantummodo induto, cum una cerea in manu, die dominica prox. et pari modo die dominica extunc sequente, more penitentis. [A]

XXXVI. DEFAMATIO. 7 Oct. 1531. Robertus Yong, gardianus sive magister, et societas Artis textorum infra civitatem Dunelm. contra Willielmum Marshall, in causa diffamacionis, dicendo et publice predicando *that the said companye is bribors and robbers.* [A]

XXXVII. CORRECTIO. 2 Mar. 1531-2. Quo die compauerunt Johannes Robinson et Johanna Smith, et petierunt beneficium absolucionis sibi impertiri. Unde dominus post pœnitentiam peractam monuit eisdem quod se abstineant a mutuo consortio, nisi publice et in foro, sub pœna excommunicationis. [A]

XXXVIII. DEFAMATIO. 23 Mar. 1531-2. Robertus Ligh, capellanus, contra Johannem Cammo, in causa diffamacionis, inponentem ei crimen incontineciæ. Comparuit reus et fatetur; sed dicit se dixisse et imposuisse actori idem crimen ex malicia, unde submitit se correctioni domini judicis. Et injunxit ei dominus judex pœnitentiam salutarem, videlicet, quod, pannis lineis tantummodo indutus, die dominica proxima, infra ecclesiam parochialem Omnium Sanctorum Novi Castri, coram processione solempni portans unam ceream in manibus suis,

ibidemque eandem offerre; similibusque forma et modo, in festo Sancti Lucæ Evangelistæ adhuc sequente, infra ecclesiam parochialem Sancti Johannis dictæ villæ ibidemque coram populi multitudine veniam petere ab isto actore, pro sua offensa, more pœnitentis, et quod compareat hic hac die in 14 dies ad certificandum domino, si hanc pœnitentiam perimplisset. [A]

XXXIX. LÆSIO FIDEI. 12 Oct. 1532. Gardiani artis sive misterii scissorum civitatis Dunelm. contra Rogerum Henrison, in causa lesionis fidei sive perjuri. Dimittitur causa propter civilitatem causæ. [A]

XL. DEFAMATIO. 9 Nov. 1532. Thomas Watson against Robert Gustard, S. Johannis, Novi Castri, in causa diffamacionis, publice dicendo quod actor est falsus ninarus,* Anglicè *cookcold*. [A]

XLI. CONTRA TESTEM. 17 Jan. 1533-4. Comparuit Johannes Heron—Dicit contra Henricum Dicson, testem pro parte Hall, that the said Dicson is not a manne of good name and not to be receyved to be a witness, for he saythe that the said Dicson did breake the churche of West Awkelande, and toke forthe of the same a chalice and certayne bookes and money, and for the same the said Dicson did open penance. [A]

XLII. CONTRA TESTEM. 31 Jan. 1533-4. Comparuit Johannes Heron, et in Anglicis pro sua defensione dicit, that he hath nothing in writing against the witnes of John Hall, howbeit his counsal shewed hym that if it wer a promys made, as it is not, yet for al that my Lorde of Duresm nor his officers hath no jurisdiction in this mater, forasmoch as it appeareth that the covenannt was made in Hexham, which is fourth of † my Lorde of Duresm jurisdiction. [A]

XLIII. DEFAMATIO. 6 Jun. 1534. Elizabeth Johnson

* *Ninnarius*, cujus uxor mœchatur et tacet. *Du Cange*.

† *Out of*. Hexhamshire was then a peculiar in the Diocese of York.

against Agnes Cutter, in causa diffam. viz. that this plaintiff should give her daughter suche drinckes as did slee the childe that she was with.

XLIV. CORRECTIO. Vigil. S. Nich. Episc. 1534. Officium domini promotum contra Johannem Bowman, capellanum, ad promocionem Vicarii de Werkeworth, pro eo quod sacra ac sacramentalia infra parochiam de Werkeworth injuste ministrat, et sine auctoritate aliquali, saltem legitima. [A]

XLV. LESIO FIDEI. 6 MAR. 1534-5. JOHN HALL AGAINST JOHN HERON IN QUÆDAM CAUSA LESIONIS FIDEI. [A]

NICHOLAUS WESTWOOD de Alondale, parochiæ de Alanton, ætatis suæ circiter 39 years, illiteratus, liberæ condicionis—Dicit quod presens fuit ubi et quando audivit dictum actorem petere a Johanne Heron, reo antedicto, quando vellet solvere sibi et uxori suæ precium pro quodam equo, quem dictus reus emebat de quodam Johanne Fetherstonhalgh, nuper viro dictæ uxoris suæ. Cui ille respondit, inter cætera, "I shall pay you for the same horse ether in peny or peny worthe next foloweing Simon day and Jude next commyng, otherwise called Wynter fayer at Hexham," et desuper idem Heron fidem fecit predicto actori—vidit dictum reum ponentem manum suam dextram in manu dextra ipsius actoris, in supplementum promissi sui—in via publica super pavementum fori villæ de Hexham, die lunæ, ad meridiem, proxime post festum S. Michaelis Archangeli ab ultimo ad annum elapsum—summa pro dicto equo 43^s 4^d. [A]

XLVI. INCESTUS SIVE INCONTINENTIA. 8 May, 1535. Dorothea Clapam, parochiæ de Tynemouth, habens hos diem et locum, ex assignacione domini Episcopi, ad purgandum se coram iudice super crimen incestus sive incontinentiæ, octava manu, hoc est quatuor generosorum bonæ famæ et opinionis et quatuor honestis feminis, quod non sit rea nec commisit crimen incestus sive incontinentiæ cum Philippo Dacre milite, hoc die, viz., 8 die Maii, comparuit dicta Dorothea, et induxit Edwardum Graye, Johannem Taillour, Agnetem Nicholson,

Agnetem Ascombe, Agnetem Taillour, Aliciam Gray, Isabellam Taillour, et Isabellam Nicolson et Aliciam Gray, quos purgatores et purgatrices dominus admisit, et, facta primitus proclamatione, si aliquis velit objicere contra hujusmodi purgacionem, nulloque reclamante, tandem admisit dictam Dorotheam ad suum juramentum; quæ juravit, et etiam prefati compurgatores; et inhibuit dominus Judex dictæ Dorotheæ quod post mensem ab hinc proximum abstineret a consortio dicti Philippi Gray (*sic*), nisi solum modo in publicis locis, et ulterius quod pannis lineis in festo Sanctæ Trinitatis [*The entry ends abruptly.*] [A]

XLVII. THE WILL OF THOMAS FORSTER. Richard Peirson, of the parish of St. Nicholas in Durham, aged 20 years, liberæ condicionis, saith that he was present when Thomas Forster made his will, in this manner, "I will that Jenet my wife's daughter have her parte of goodds, asfar as they came to my hands; and to the same Janet I will and bequeath oone counter, 1 almery, whiche was her father's, and oone chymney, sometyme Sir William Pulter's; and further I will and bequethe all the residue of my goods to my wife and Elizabeth Galalie my daughter, to have and devide theym bitwene theym twoo; and I bequeth to the same Elizabeth oone maser whiche was dane John Forster my soone, And my shop geare I bequeth to Robert Butterie. [A]

XLVIII. DEFAMATIO. 12 June, 1535. Hugo Sparke against Rouland Stobbs, in causa diffamacionis, publice vocando eum "false lymmer cowckold." Reus comparuit et fatetur se vocasse eundem actorem "cowckold"—verba residua negat—loquutus est in ira et furore, eo quod actor vocavit eum "false thefe."—Dominus Judex, ex confessione ipsius Roulandi, injunxit eidem, sub pœna excommunicacionis, quod in presentia parochiæ Sanctæ Margaretæ immediate post asperisionem aquæ sanctæ veniam petat de uxore ipsius Hugonis.* [A.]

* Stobbs produces witnesses to prove that Sparke had previously defamed him, in saying to him "Go you your way, for ye wilbe hanged as your brother was." "Go thy way, lymmer, for thou wilt be hanged as thy brother was."

XLIX. DEFAMATIO. 3 July, 1535. Henry Appulbie against the wife of William Robinson in causa diffamacionis—that the same Henry did murdre 2 oxen at Moorton. [A]

L. MATRIMONIAL. 24 JULY, 1535. MARIONE MARTTYNE AGAINST ANTHONY HOURDE.

JOHN ADAMSON, priest, curate of Slalie. He saith that the same Anthonie being with this deponent at the est ende of Slalie church, without the church yarde there, in the tyme of Lent last past, about a fortnight afore Ester, saied unto hym in this maner, "Sr John, ye knowe I have made a contract of matrymonye with Marion Martyne. I cannot denie but I have made a precontract with oone Jenat Armestronge, and I knowe well that the 2d contract is of no effect, wherfore I desire you to speke with the same Marion, to knowe her mynde orever . . . spende any thing in the lawe or sue hym." And this deponent saith that after he went to the same Marion, upon the mocion of the said Anthonie, and shewed to her, as is afore rehersed. And she saied that she would not be contented with that mocion, but that she would take the lawe upon the said Anthonie for discharge of her sowle—

JOHN BAINBRIG of Slalie, husbandman, aged about 26 years.

"I cannot denie, nor never will, but I have made a contract of matrimony with Marion Martyne, but I have made oone other with one Jenet Armestrong, a yere afore, wherfore I pray you go to Marion, and shewe her the same, and let her take 2 fremde* menne or 2 fremdes, and 1 other 2, and what they will awarde me to do and that I may do, I will doo it, for I must needes sticke to the foormer contract." And so this deponent went to Maryon and brake this mater; whiche answerd and saied she would never be contented, nor could discharge her conscience soo— [A.]

* Fremde mén—men unacquainted with either party.

LI. MATRIMONIAL. 1535. Johanna Marshall contra Wilhelmum Marshall virum suum. Mulier petit se separari a mutuo consortio, pro eo quod vir ei minatur de se verberando et mutilando, inhumaniterque tractat. Dominus injunxit viro quod acceptam eam tractet ut suam conjugem, sub pœna juris. [A]

LII. MATRIMONIAL. RICHARD DUNSFORTHE AGAINST SIBELLA BIRTEFELD.

30 June, 1537. ROBERT HAGTHORP of Chester in the Street, gentleman, aged 60 years. Dicit quod circiter festum Inventionis Sanctæ Crucis ult. elaps. deponens, simul cum Ricardo Dunsfourthe, venit in domum istius deponentis, infra villam de Cestria; ubi et quando dictus deponens misit quandam Aliciam Gowland ad invitandum dictam Sibellam Birtefeld ad domum ipsius deponentis. At whiche first sending the same Sibell came not. And afterwarde this deponent sent for thys defend-ant agayne, at whiche tyme she came. At whoes commyng this deponent sayed to her, "Ye knowe well ynough you and Richard Dunsfourth have bene long to gethir in oone howse, and, me thinke, yt were best for you bothe if ye can fynde in your harte to marye to gither; and Sir Richard the parishe preiste saieth he wilnot axe you in the churche ooneles ye be handfast, wherefore, if ye can fynde in your harte to take hym to your husbond, dryve yt no longer, and yf not, breke of by-tymes." To whom this woman then answered nothing. And than this deponent repeted agayne, "Whye do ye not speke? and yf ye canne be contented to mary with hym I shall sende for on other wites, and, if not, leve of, in the name of God." To whome than the woman sayed, "Yes I am contented, orells I would not have done to hym as I have done." Upon whiche words this deponent, with the consent of this Sibell, sent for oone John Robynson, otherwaies called Whitehall, to beare wites of the contract. At whoes commyng the said Richard Dunsforthe, upon the informacion of thys deponent of the forme of words requisite for a contract, toke the said Sibell by

the hande, and saied, "Here I, Richard, take you Sybill to my handfast wyfe, from this day forward, all other woman to forsake, and the for to take, while deathe us departe, and thereto I plight the my treuth." And than they drewe hands, and the woman tooke hym by the hande, and saied in lieke wyes, "Here I, Sibell, take the Richard to my husband from this day." [A]

LIII. TESTAMENTARY. 1542. Comparuit Agnes Horsley vidua, nuper uxor Edmundi Horsley, et exhibuit in scriptis quoddam testamentum dicti Edmundi nuper viri sui, dat. 15 Maii 1538. Et deinde Johannes Horsley, filius naturalis et maxime senex dicti Edmundi, exhibuit alterum et aliud testamentum dicti Edmundi, dat. 24 Apr. 1542. Et dominus monuit, &c. [A]

WILLIAM FRENCH of Mylborne Grange, capellanus, 65 annorum, liberæ condicionis—was present at Mylborne Grange, on the 24 of April 1542, when John Horsley, son of the testator, addressed his father, in verbis Anglicanis, "Father, ar ye not contente that all the articles that ar contened in the laste deade made unto me that they shall stonde as your last will;" and he, Edmund, said "Ye, sonne, with Godd's blissinge and myne."— [A]

LIV. DEFAMATION. 13 Feb. 1542. Agnes wife of Percivall Robson against Johanna wife of William Elison in causa diffam. "that she wold taikie in straingers at 7 of the clock at night, and washe ther heide and fete, and let them go furthe againe, at unlawfull tyme." [A]

LV. EXTRACTS FROM "PROCESSUS DIVORTII INTER MARIAM DARCYE, FILIAM DOMINI GEORGII DARCYE, DOMINI DARCYE, ET WILLIELMUM DOMINUM EURE." [Reg. Pilkington, f. 61, b. &c.]

WILLIELMUS FAREFAXE de Alne in com. Ebor. armiger,

ætatis circiter xxviiij annorum, testis super libellum per partem Mariæ Darcy, alias Euers, unius filiarum domini Georgii Darcy Domini Darcy, contra Willielmum Euers, Dominum Euers, judicialiter oblatu, productus, admissus, juratus—dicit quod dictam Mariam Darcy, alias Eurye, a nativitate sua, et dictum Willielmum Dominum Eurye per duodecim annos, vel circiter, bene novit. Super primo articulo examinatus dicit quod articulus continet in se veritatem. Interrogatus de causa scientiæ suæ, he saithe that he was presente at the solemnizacion had beytween the parties articulate, in the said parishe church of Eynsham, and see all rites and cerymonies used and doon betwixt them, as is commonlye doon bytwixt man and wife at the solemnizacion of matrimonye; savinge that one Marye, beinge nurse to the said Marye Darcy, articulate, at that tyme, did first speke the wordes of matrimonye, and the said Marye Darcy did repete them after her, presentibus tunc ibidem Thoma Metham armigero, Petro Hoothome generoso, Ricardo Allerton yoman, et multis aliis. Super secundo articulo examinatus dicit quod continet in se veritatem. Interrogatus de causa scientiæ suæ, he saithe that the said Marye Darcy, alias Eurye, articulate, was at the solemnizacion of the matrimonye caryed in hir nurse armes, and could scarce well speke the wordes of matrymonye at the said solemnizacion after the teachinge of hir nurse, as he hathe byfore deposed. And he saithe that he herd at that tyme S^r Raff Eurye, father to the said Lord Eurye, saye that the said William Lord Eurye was ten yeres old, and no more. Super tertio articulo examinatus dicit quod articulus continet in se veritatem. Interrogatus de causa scientiæ suæ, he saithe, that the said William Lord Eurye and she never sawe together, nor came in companye together at any tyme save ons, synce the said Marye came to thaige of xij yers; and at that tyme he is well assured she woold scarce looke or speke to the said L. Eurye, but at his desyer and request. And further saithe, that byfor that tyme, by the space of a yere at the leaste, the said William Lorde Eurye was maryed to an other woman, so that she had the lesse occasion to cast hir favor unto hym. Super quarto articulo examinatus dicit quod articulus continet in se veritatem, so longe as he

contynuithe in Eyton in Pikeringe Lyth, wher he now remaynythe.—

PETRUS HOTHOME, serviens domini Georgii Darcy, Domini Darcy de Aston, ætatis circiter xxvii annorum.—He saithe that he was presente in the said parishe churche of Eynsham, and see when the solemnizacion of matrymonye was had betwen the parties articulate, and did also here and see all other ryts and ceremonies doon and ministred at that tyme, as is commonlye used and doon in all marriages, savinge that the said Marye Darcy, alias Eurye, spake the wordes of matrymonye as hir nurse, who had hir then in hir armes, taught hir—Dicit that the said Marye was at the said solempnizacion not above foure yeres of age, for she was not able well to go nor speke, but as she was caryed and taught by hir nurse, who caryed hir in hir armes to the churche, and there taught hir what she shuld saye, as he haith byfore deposed. And he saithe that he hathe herd Mr. William Hotham esquier, who was the doer in all things for the makinge of the said marriage, and others at that tyme that the said mariage was solempnized, saye that the said William Lord Eurye was then aboute ten yeres of age—Dicit that he haith dwelt in house with the said Lord Darcy, father to the said Marye, ever sence the said Marye Darcy cam to thage of xij yeres and long byfore, where she, the said Marye, haith ben contynuallye eversence his comminge. And he saithe that the said Lord Eurye was never with hir at any tyme, save twyse, sence she came to xij yeres of age; and at the one tyme she wold not speke with hym nor see hym; and at thoder tyme, when they met together, the said Lord Eurye wold have kissed hir, and she refused so to do, and went frome hym. Further he saithe that he could never see nor perceyve any token of favor that she bare towards the said Lord Eurye, sence she came to xij yeres of age, but haith herd her at divers tymes say that she wold never have hym.—

Ricardus Allerton, de Swyne in Holdernes, ætatis circiter lx annorum—He saithe that he was presente in the parishe church of Eynsham articulate about xij or xiiij yeres ago, and see said Marye Darcy, alias Eurye, and the said William Lord Eurye solempnyse matrymonye together; and did then and there see

all other rytes and ceremonyes doon and used as is commonlye doon at all mariages ; savinge that the said Marye Darcy was so yonge that she could not speke the wordes of matrimonye, but as hir nurse, who had hir in hir armes, taught hyr—He saithe he haith knowen the said Marye Darcy ever sence she was born, and he is well assured that she was not past foure yeres of age at the said mariage. As for the said Lord Eurye, he saithe that he haith herd Sir Raff Eurye, his father, and one Davyson his servanthe, saye, that the said Lord Darcy was at the said solempnizacion but x yeres olde, or a xj at the most. —He saithe he could never perceve, or here tell of, any favor that the said Marye Darcy shuld bere towards the said William Lord Eurye, sence she came to xij yeres of age.—He lyvethe at Eyton in Pickeringe Lyth, whiche is notoriously knowen to be of the dioces and jurisdiction of York.

Tenor vero literarum domini Georgii Darcy Domini Darcy, judicialiter, ut præfertur, exhibitarum, sequitur in hæc verba.

To my very lovinge frende Mr. John Shillito, at Yorke, deliver this. After hertie commendacions. Where by the opynyon of consell learned is thought requisite that a divorce be sewed between the Lord Euers and Marye Darcy, one of my daughters, for the more clere extinguishmente of a mariage solempnized betwixt them in their infancies, thes shalbe therfor to signifie you, that bothe I and my said daughter ar contented and wollinge that the said divorcement be had and doon, with convenyente spede, and doo require you to be proctour for my said daughter in that byhalf. Ye have here enclosed an answer to certayn instructions. And what instrumente or proxye you shall devise for your further procedinge in the premisses I and my said daughter shall signe and seale, and shall ratefie approve and confirme your lawfull doings therein accordinglie ; and the ordinarye charges herof, and also your paynes, shalbe thanckfullye considered, by God's grace, who kepe you. Frome Aston this xxvijth of August, Anno 1554.

Your lovinge frende G. DARCYE,

MARYE DARCYE.

[Sentence of Divorce pronounced 3 Nov. 1554, by Dr. John Dakyn, Canon Residentiary of York, in the absence of the

Dean, on behalf of the Dean and Chapter of York, the Guardians of the Spiritual Jurisdiction, the See of York being vacant.]

LVI. THE WILL OF SIR GEORGE CONYERS, OF HARPERLEY. 13 Nov. 1567. Quo die Johannes Conyers, armiger, filius et heres nuper Georgii Conyers, dum vixit de Harperley, dioc. Dunelm. militis defuncti, ac ejusdem nuper Georgii unus executorum, exhibuit domino Judici testamentum dicti nuper Georgii, continens, uti asseruit, suam ultimam voluntatem; quod testamentum petiit in forma juris approbari, &c. et induxit in testes super factione et veritate ejusdem quosdam Antonium Markendall et Willielmum Robynson, &c.

WILLIAM ROBYNSON, aged about 30 years.

He saith that the testament here exhibited is the true testament of lait S^r George Conyers, contegning therein his last will, for he remembrethe well in the monethe of Maye was a twel-monthe, at whiche tyme the forsaid S^r Georg his lait M^r had drawn his forsaid will, he caused this deponent to cary the same to M^r Tankrd* to write and order it in forme of lawe: and this examinat, after it was so correcte, brought it agayn to his said M^r, who willed and commandet hym to drawe and wryte it up in forme, as it is nowe shued; and this said deponent openly redde it byfore divers in his grete chamber at Harperley, and than he gave it to his doughter mastres Elinour to laye up. WM. ROBINSON.

ANTHONY MARKENDAILL, late servant of Sir George Conyers, aged 42 years. Ut supra. Will admitted to probate.† [A]

* This person resided at York, and was an eminent civilian. His name occurs in connection with the will of Sir Robert Brandling hereafter.

† See Inventory, Wills and Inventories, 1835, p. 266.

LVII. UNLAWFUL MARRIAGE.

EDWARD WARD of Langton near Gainford, husbandman, aged 40 years.

He saith that ther is dyvers writing* hanginge upon the pillers of ther church of Gainford, but what they ar, or to what effect, he cannott deposse; saing that he and other parishioners doith gyve ther dewties to be taught such matters as he is examined upon, and is nott instruct of any such.

He saith, that he was maried with the said Agnes in Gainford church by the curat S^r Nicholas, about 14 daies next after Christenmas last past, but not contrary the lawes of God, as he and she thought. And for the resydew of the article he thinks nowe to be trewe, but not then. Examined whither that he, this deponent, dyd knowe at and before the tyme of their mariadg, that she the said Agnes was, and had bein, his uncle Christofores wyfe, ye or no, he saith that he knew that to be trew, for she had, and haith yet, fyve children of his the said Christofores. Examoned upon the danger of their soules, and evyll example, he saith that both he and mayny honest men in that parish thinks that it were a good deid that thei two meght still lyve to gyther as they doo, and be no further trobled. +

AGNES WARD, ALIAS SAMPTON, aged 40 years.

— all the Lordship and paroch of Gainford knew howe nigher hir first husband and last husband was of kyn, and yet never found fault with ther mariadg, neither when thei wer asked in the church 3 sondry sonday nor sence—they haith bein likned to gither more and 2 yere, and yett never man nor woman found fault—but rather thinks good ther of, bicause she was his own uncle wyf. [A] + †

LVIII. DEFAMATION.

EDWARD GARNET of Riton, servant, aged 24 years.

Ednam is commonlye reported to be a very honest man.—

* No doubt the Table of Kindred and Affinity respecting marriage between relations.

† The mark of a witness not able to write his name.

This examinat beying personally in the court of Morpeith, at the tyme articulat, attendinge of master Commissary, this examinat's uncle* and m^r libellat, hard the said John Ellesdon speke the words articulat, that Ednam was a theiff, and that he wold so prove hym, and that he had put furth the said Ellesdon father's doon meir.†

Per me, EDWARD GARNETT.

GEORGE ATKINSON of Pigdon, etc. husbandman, aged 30 years.

The said Ellisdon cauld the said Ednam a theif, and that he should put furth his the said Elsdon father doon meir to one Michaell Dodd of Tyndall. Examined of the place, he saith in the way from Alnwick to Newton on the More, on Walridg day, the first fair day after Anwick last past, and also in the chappell of Morpeth the same day that the said Ellisdon missed Mr. Garnet in his words, which was in lenton last past to his remembrance.—He belyvith that the good name of Ednam is much impared by the said Ellisdon, for as yet he still reports evill of Ednam by report of Gawen Atkenson this examinat's neighbour (which is Elsdon mawgh‡), which tolde this examinat that Ellisdon said plainlye to hym that he wold no more come to the lawe, but wold mak his Mr answer for hym, And yett Ednam shuld still be his father yawd || steiller. [A] +

LIX. TESTAMENTARY. JOHN CATCHESYD AGAINST JOHN ROBINSON, UPON THE WILL OF JANET COMYNG.

JOHN HALL of Britley, alias Greincroft, gent. aged 20 years.

He saith about Lammes 2 yeres now past this examinat, having the fourt part of the towne of Byrtley in his inheritance, and having an occasion to come thither, he came to the said Catchesyd house, wher the said Janet Commyng was sytting by

* William Garnet, Rector of Ryton from 1558 to 1577, was at this period Commissary of Northumberland.

† Dun-coloured mare.

‡ Brother-in-law.

|| Horse.

the fyr, and having moch talke with her of hir self, she told hym howe she had gyven and disposed hir goods, praing hym to be a wytness thereof. At what tyme she said to this examinat that she gave to Robert Shotton one cowe, one bowll of otts and one other of rye, and hir household stuf to a shomaker of Durham, one ryng and one coverled to hir sister, and all the resydew of hir goods she gave to the said John Catchesyd, fynding hir thereof duringe hir lyfe.—Ther was children ther but no others.

JOHN HALL.

LX. DEFAMATION. WILLIAM MELLERBYE, VICAR OF MERINGTON, AGAINST CHARLES TOMPSON. CIRC. 1560. [A]

JOHN TODD, of Bushop Auckland, yoman, aged 45 years.

He saith that about Michelmas last past the said Charles wyf labored of childe, and at that tyme the said Charles was something disquiet with hymself, in so much, as the wyfes durst nott deall with the sike woman unles this examinat, being the baly ther, wolde take th' ordering and keping of hym. And at the last, consyderinge of the premises, he toke fayn to kepe the said Charles in one Hewe Wrey house. And at the last, being in mistrust of him and his usuadg, bounde him with a rop. And the morrow after the said Charles wyf was lighter,* this deponent lett hym understand therof; which at the last requiered hym that he might goo home to his house, promessing this examine that he wold become a quiett man, and make no troble nor do harme. Yet this deponent thought good to go home with the said Charles, and took 2 neibours, John Grein and Peirs Copertwait, which cam with the said Charles to his house. And at that tyme, very wittylie and discretly he usyd hym self, going to his wyf, and willed her to be of good cheire, and said she shuld lake nothings. And at the last the medd wyf, one wedoo Hutcheson, brought the said Charles his childe unto hym, and badd hym gyve his sone his blessing. To whome the said Charles said audiently that the childe was the Vycar of Merington's, and non of his. And this deponent, fering the wyf shuld take some conceyte at his words, he came

* Delivered of her child.

to hir and moved hir to thinke nothing of his words, but take a good harte, and she shuld see all things well. At what tyme the said sike woman said to this examinat, holding up hyr hands and wishinge that she never were in better case then she lay then in yf ever she offendyd with the said vicar.—Examined whither he thought that the said Charles was then distract or no, he saith that he doth thynk veryly that he was distrect. He saith that the common fame and voice is moch of the preist, by reason of thois words. He never hard that the preist was chardged with any dishonestie, but onlye as he haith predeposyd in this said matter, for he haith had litle acquaintance with hym. By me, JHON TOOD.

LXI. DEFAMATION. TESTES PRODUCTI EX OFFICIO ADVERSUS ANTONIUM RATCLIF, ARMIGERUM. [A]

CHRISTOFER EGLESTON, of Hunstonworth, yoman, aged 40 years.

He saith that about the tyme libellat the sayd Mr. Antony, comming out of the church of Hunstanworth, caulde for one Roger Doon, which at last came to hym, to whome the said Antony said, "Dyd not thou promess me that thou wold tell me and the parson of Hunstonworth who stole George Whitfeld sheip?" and Don annswerd and said, "I neid not unless I woll." Mr. Ratcliff said then to Donn, "Thou breaks promess." And Done answerd that he wold not. "You will know yt soon enowgh, for your man, Nicoll Dixson, stole them, that ther stands, upon Thursday bifore Christenmas then last past," saing the words was spoke about Michelmas last past bitwixt the said Antony and Doon. And the said Doon said further, at that tyme, that the said Nycoll shud dryve the said stoln sheip to one William Dixson of Hexamshier, his brother, and ther remaned unto the sonday next after, and then the said Nicoll rode to his said brother William Dixson's, and brought away the caise* of one of the said sheip to his owne

* Carcase.

house at Newkton, and dyd his use therwith. Then Mr. Ratclif cauld upon on Robson, and said to hym, "Dyd not thou tell me that Donn had the 40s. to sell the said 4 sheip of Dixon, my man?" And the said Robson said that Done bad hym byd ytt; and Donn, yett then present, said, "What maid matter of that? for the poore man that aught* the said shepe, then also present, had 40s. to have

other things then yt." And Doon said that he shuld never be able to prove hym a theif, "for although ye be a gent., and I a poore man, my honestye shalbe as good as yours." "What saith thou?" said Mr. Ratcliff then, "liknes thou thy honestye to myn?" And then Mr. Ratcliff, being then in the church yard after servic, lifyd up his hand at Doon, which gave back; but to this examinats knowledge the said Mr. Anthony dyd not then touch the said Doon, neither with his hand nor with any kinde of wepon, nor no wepon was then drawne, by virtue of his oath. +

STEPHEN EGGLESTON of the same, yoman, aged 38 years.

He agrees with Christopher, saing in the end that they multiplied of words, and Mr. Ratcliff cauld Doon an arrand villan theif. And the said Doon annswerd and said that he was as trewe for a poore man as he the said Anthony was for a gentleman. He dyd not se hym smite at all, nor no weypon was then drawne. Mary, Mr. Ratclif was in greif that Doon shuld liken his truith to his, and therupon departyd away frome Doon, not well pleased. +

ALEXANDER EGGLESTON, of Townfeild, near Hunstonworth, yoman, aged 30 years.

He saith at that tyme ther was crowell words betwixt but Mr. Ratclif smote him not, nor drew no wepon.

CUTBERT PROWDE of Sledmedowes, husbandman, aged 40 years.

* Was the owner of.

He saith that Mr. Ratlyf was in great greif that Doon shuld fyll * his man Dixon for certaine shepe, and accompt hymself as trew as Mr. Ratlif, and therupon he hevdy his hand at Doon, but he neither toched hym nor smote at hym.

LXII. VIOLENT HANDS UPON A CLERK.

Testes producti ex parte Willielmi Lee clerici contra Willielmum Balye, eo quod violenter emittit manum suum in ipsum.
[A]

EDWARD HUDSPETH, of Durham, tanner, aged 36 years.

He saith that he dooith not knowe the said William to be an ecclesiasticall minister or person about the tyme of the beginning of the travers betwixt the said parties, for at that tyme the said William Lee, byfor Mr. Alderman Hugh Whitfeild, this examinat and others, did denye hym self to be an ecclesiasticall person nor minister.

He saith that, upon the same day and tyme articulate, this examinat and William Balye was commyng furth of Gilligat into Claypath, and in ther way, they mett with William Lee going then into Gillygatt. And this examinat, consydering that William Lee had been conversant in his father this examinat house, and hering that ther was proseses furth for hym and Sir John Weld, and decred at York for hym the said Lee, upon goodwill advertished hym therof, saing, "Yf ye know any fault with thy self lett yt be amendyd." At which tyme William Balye said to this examinat, "Me think he goith not lyk a man of the church, but lyk a ruffyng." To whome the said William Lee aunswerd, "What haist thou to do with my apparell or my going? thou art a slave and a knave to fynd fault with me." William Bayly annswerd hym then, and said, "I have nothing to do with the, but yf thou hadd bein wher I was thou might

* A term from the Borders. Persons agrieved in England filed bills with the Scottish Warden, containing lists of the goods or cattle which had been stolen from them, and *vice versa*.

have sein other order. I will take this at thy hands ;” and so they all departyd.

Super Interrog. He saith that he thinks ther is about thre hundreth men inhabiting in the parish articulat.—He saith that he haith not hard any of that nombre report that the said William Bayley smot the said William Lee. EDW. HUDSPETH.

HENRY HIRST, yoman, aged 30 years.

— He saith that, being in his shop workinge, he hard a sturr in the streit, and therwith lap * furth, and saw William Balye have William Lee by the coller; this examinat put them in sonder. Examined whither he saw hym smyt by any manner of way or nay, he saith he sawe no stripts bitwixt them. Examined what words he hard bitwixt them, he saith that thei chidd and brawled lyk wyves, † but what words they wer he canott depose upon.

Ad Interrog. He saith that he beliveth that ther is above 40 men inhabiting within the said parish—that he never hard any man within that parish say that the said William Bayly smote William Lee.

RALPH LIDDAILL, yoman alias shomaker, aged 52 years.

Whither William Lee be a clerk or no *nescit deponere*, but upon report that he shuld be in a decon's rounge here in the colledge of Durham; and for his honesty or conversacion he haith had litle to doo with hym, and can no more depose, saing that he cannot fawt hym. ‡

He saith that, about the tyme libellat, this examinat, being in his owne house, and hering a great dyn in the streit, he came running downe a stair out of his house, and being in the streit asked of the matter, and met Henry Hirst, abovesaid, which had new partyd the said Ley and Balye, and further he canst not depose. He saw no stripts gyvon of W^m Balye to Lee.

Ad Interr. He saith that he beliveth that ther is about 60 men dwelling in the said parish of S^t Nicoles—never hard, &c. ut supra.

* Lapt.

† Women.

‡ Knows no fault in him.

LXIII. WILLIAM BARKER AGAINST WILLIAM ARMESTRONG, IN CAUSA TESTAMENTARIA. NOV. 1561.

ISABELL ROWELL, wife of Alexandre Rowell of Newcastle, cowper, aged about 24 years. She saith that the said Isabell Morrey house was the first house that ever she cam in in Newcastle, and, being ther by the space of ane yere, understood and perfectly knew that the said Isabell had solde hir house to the said Armestrong for the some of thre pounds; saing she had nether frend nor kyn; whereupon she required the said Armestrong to gyv and minister unto her the said some of 3*l.* by parcells, as she shuld stand neid, and yf any remaned over he shuld have yt, so that he brought hir honestly furthe.* Examined whether the said Isabell maid any testament, or not, she saith she cannot tell, but she never knew of non. She was from home the tyme of hir death, and 4 daies before.—She saith she is a Skotts woman, and neither a kyn or alye, nor passith† who haith the victory so the trew may be knowen.

LXIV. WILL OF ELIZABETH BLITHMAN, LATE WIFE AND RELICT OF JAMES BLITHMAN, OF NEWCASTLE, BUTCHER, 2 MAY 1562. [B]

WILLIAM WILDE of Newcastle, bower, aged about 60 years. Examined whither she was of perfect reason and memorye at the tyme of hir will makinge, he saith, upon a May daye last past, after eavonsong, the said Elizabeth had bein sore sick and in a swone, and recovered again veri well. At what tyme this deponent and his wife wentt in, to se as † she dyd. And at that tyme the said Elizabeth axsyd “who was that?” And hir keper tolde hir. And then they tow talked familiarly to gither. And in ther comunicacion the said deponent said to hir, “I

* Buried her in a respectable manner.

† Careth, heedeth.

‡ How.

trust ye shall doo well how ever ye doo." And axsed hir, yf God toke hir, at that tyme, who should have hir goods? She answered, "Who shulde have my good nor * thes 2 wenshes, which haith done more for me then all my kyn haith doon?" And cried fye of hir kyn, and said non of them wolde loke upon hir less or more.—At 5 of the cloke upon May day aforesaid. Examined of her aidge, he saith he can not certainly say, but of great aidge, and hath had 4 husbands. †

JANET WYELD, wife of William aforesaid, aged about 50 years.

She saith that, upon May day last past, this deponent, about fyve of the cloke at night, went to se the said E. Blitheman, which had bein sore craised; † and in her going thither she mett her husband W. Wield in the doore comyng furth of the said E. Blithman's house. And she, this deponent, comme to the said E. hir neighbour, and asked hir as she dyd? And she answerd, "I thank God I doo well," being sore seike. And in other communicacion this deponent askied hir, and said, "Commother, ‡ yf it shall pleas God to take you to his mercye, whome intend you shall have your goods?" And she said, "None but thes 2 wenshes, my husbands doughter, which is most worthye, for they have done more for hir and all my fendes cam never to gyve me a pott of drink, when I was in mysyrye; and that hir frend had hir good," nameing one Craggs, which her husband lett hym have for a sheip, and could not gett yt againe, but, yf my Lord President § cam in to the countrye, she doubted not but to have ytt.—Mallye Shafftoo and Isabell Jackson and the 2 wenshes harde thes wordes—

ISABELL JACKSON, wife of Simon Jackson, shomaker, of the aidge of towerd 50 yere.

She saith, as for the said Elizabeth she haith knowne hir

* Except.

† Afflicted with bodily illness. The word at this period had no reference to mental disorder.

‡ Good mother.

§ The President of the Council for Ecclesiastical Causes in the North of England, under a commission from the Crown. His residence was in York.

this 20 yeres, being hir poore neighbour. As forthe th'other that came into the courte of hir freinds, Newcome and Hew Carlell, she haith knowne this foure or fyve yeares, and as concerning the matter she saith she some tyme was hir ser-
 vannt, and was often cominge to hir to se as she dyd, and, upon May day last past, about fyve of the clok at night, this deponent cam to se as she dyd, and found ther William Wyled and his wif; and the said Elizabeth hard this deponent speaking to hir, and she answerd, "Ysabell, I know thy tounge." And after sondry comunicacions, this deponent hard Wylde's wyf say to hir, "Commother, how do you?" and she answerd that she was very sicke. And the said Wylds wyf demanded of hir an she wold have the priest? And she annswerd, "I neid not, I trust, I am fytt for God, and the worlde I have no goods to make a wyll upon." And the said Wylde's wife said again to her, "Commother, for God's sake tell us who shall have your goods, yf God shuld call you to his marcye." The said Elizabeth said then she had no goods to gyve to no leving soule, but to thes 2 wenshes, Beylye and Nellye. And, the morrow next after, this said deponent came also to se hir dame, and she knew her also again by her speich, and caulde hir by hir name, and said then she wolde not have the priest, when this deponent moved hir therto, for she trusted to put over this.*—Her said dame continued still in the same mynde, that the said wenshes shulde have hir goods.—She was then of perfect memorye.

LXV. THE WILL OF CLEMENT SHARPRO, LATE OF CAULDCOTTES. 9 JUNE. 1562. [B]

GEORGE RAMES, of Bolam, in the co. of Northumberland, aged about 50 years.

He saith he was not with the priest and clark at the makinge of his last will, but, thre or 4 daies after, the testator tolde this deponent of the makinge of his last will, and said that he had forgotten one speciall matter ther in. And this deponent

* To recover from her present attack of illness.

asked hym, what yt was? And he said that he was very sadd of his sonne John, for that he was a very tender childe, and had a deseas apou hym, which he thought wolde not suffer hym to lyve to his full aidg. And this examinat asked hym what was his mynd in that caise? The testator annswerd and said, "There haith bein a breke of unkindness bitwixt my brother John and me; and my will is, yf John my sone dy bifore he come to lawfull aidg, that my 4 syster shall have my goods devided emongest them."—He saith he spoke on no other matters, for all other things he had declared hys mynd to his curat, and yt was written.—Thes words was spoken the tuisday bifore Fastens eavon last.*—He himself maried Clemant Sharpro mother.

ISABELL HUNTER, of Gatished, singlewoman, aged 20 years.

She saith that, 2 or thre daies bifore the said Clement's departur, she this deponent went to Caldcoat, to se as he dyd, hering that he was crased, at what tyme she &c. *as above*. Examoned upon what occasion this deponent was ther at that tyme, she saith yf he had lyved she this deponent was in hope that he wold have maried hyr, and so upon the good will she bair hym she went to se hym, when she hard say that he was sik. +

LXVI. MARGARET RICHERDSON AGAINST — WILKINSON.
14 Jul. 1562. [B]

WILLIAM FREISELL, of the Clothe marktett in Newcastle, tayllyer, aged about 60 years.

He saith that he haith knowne the woman bithe spaic of one hole yere and more, for she was this deponent's servant one quarter of a yer, and the said Wilkinson by the spaic of half a yer and better. He saith, the weik bifore Wittsonday, upon a hallyday, this deponent cam home frome the churche and found the said Wilkinson and Margaret abovesaid, she being then Mr. Shaffto's servant, in his house, and this deponent wife and

* Shrove Tuesday.

thay 2 talking of mariag. At what tyme, after dyvers communications, this deponent hard Margaret abovesaid say to the aforesaid Wilkinson, "Wilt thou swer by the crosse of thy dagger that thou maid me not a promis of mariag, and whither goo thou?" And Wilkinson annswerd and said, "That I will nott swere but that I maid the a promes to mary." +

LXVII. MONITIO. 27 Julii, 1562. Dominus Judex monuit Walles, aquæbajulum ecclesiæ parochialis Omnium Sanctorum, Novi Castri super Tynam, quod eat in vestibus lineis, more pœnitentis, die dominica proxima. [B]

LXVIII. MONITIO. 13 Oct. 1562. Dominus Judex monuit gardianos ecclesiæ de Tynmouth, sub pœna juris, quod permittent curatum capellæ de Ersden divina celebrare in eadem, more solito, et dictos gardianos et suos ad interesse in capella majori, infra manerium de Aukland Episcopi, coram domino Jacobo Dunelmensi episcopo, die Veneris, viz. 30 die mensis Octobris, proxime futura. [B]

LXIX. JANET CLERK AGAINST AGNES AYDON, WIFE OF GUY HAIDON. 14 JULY, 1562. [B]

MARGARET RESH, wife of Roger Resh, of Newcastle, baxter, aged about 60 years.

She saith she haith known them boith maidens and wives. She saith that, about the feast of Witsunday last past, this deponent harde the parties chiding in the streit, at what tyme she harde Gawen's wife say that the said Janett hadd cutt a purs, and more evell of the said Janett this deponent hard not the said Agnes say.—She saith she is ther doore neighbour, and stodd in hir owne house when the said words was spoken.

+

WILLIAM LEE, of Newcastle, collyer.

He saith that he this deponent, being in his own house, sence the tyme of Easter last past, hard Gawen Aidon's wyf say to the said Janet Clerk, "Go thy way, like nowgth as thou art,

and cut a purse, as thou haist doon bifore tyme, and thou may be duckt in Tyne, as thou haith beene." +

LXX. DEFAMATIO. 19 Jan. 1562-3. Alexander Tailyer against Thomas Angessyd, in *causa diffamacionis*—eo quod *murderavit filium suum.*

LXXI. AGNES FOSTER, SINGLEWOMAN, AGAINST GABRIEL ANDERSON, IN CAUSA MATRIMONIALI. [B]

ROBERT OGLE of Shilvington, in co. Northumbr. gen. aged about 30 years.

He saith that he haith knowne the man by the spaic of three yeres, and that he was his servannt by the spaic of 2 yeres, and the said Agnes upon 10 yeres. He saith the tyme the said Gabriell was his servannt he broke this matter to this deponent, his Mr., and required hym to go to Captheton, to wyttnes the contracte, and have comunicacion upon his bihalff with hir friends, which was nothing willing thereto, moving the said Gabriell to the contrarye, for that he understood that neither the man or the woman had any thing to leyv or stay unto, and yett for conscienc cause, to recorde a truith, for that the said Gabriell lett this deponent understand that he had maid hir a promes which he wold performe, God willing. And hereupon this deponent toke pain in the premisses, and reasoned with hir friends, and could not agree but brake of, and yett after the said Gabriel agreid of his owne will with the maid and hir freinds, and overcame this deponent, his Mr., to stand bound upon his bihalff for the performance of the covenant. Examinat upon the tyme, he saith yt was this last sommer, bifore harvest. Examined who were mo present, he saith Antony Fennik de le Fawnes, James Fennik his brother, and 2 of the young woman's brethren, one Norman Foster, and many other strangers, whose names he cannot remember; and further he saith the parties was lawfully contract ther, and dyd acknowledge them selves to be man and wif. He saith the day of mariadge was sett and they axed in the church. +

THOMAS FOSTER of Capheton, husbandman, aged about 50 years.

He saith he haith knowen the man but senc Christenmas was a twelmonth, and the woman by the spaic of 12 yeres, for that she is his wife's cosyn. He was on of the wench frends that shulde have paid a parte of his goods in hir preferment, 8th pound* by this examinat with promes the rest to be paid the next court day, and was calde to the comunicacion of the mariadg; and his Mr. thei, Robert Ogle, and other his frends, was agreid with the wenches frends, and the matter was maid upp bitwixt them, and the parties had that day 20 daies to be maried, and they wer asked in the church. He saith the tyme was bitwixt Witsunday and mydsomer or ther about. +

LXXII. ILLEGITIMATE CHILD. On which day agreed **William Brandlinge** and **Isabell Carlell** before the judge aforesaid and witnesses—that the said **William Brandling** shall have the rewill, order, and goverment of **Margerye Brandling** their doughter, bais begotton, so that the said woman here after shall have no medlynge with the said wench, to enties hir frome any servic order or apointment lawfullye by the said **William** the wench shall be assigned unto; And further, in consyderacion of such costs and chardges as the said **Isabell Carlell** heretofore have had with hir, he the said **William** doith covenant and promes to pay the said **Isabell** every yere, thes 4 next yeres after the dait her of, one bonde of lynt,† the first payment to begyn at **Wyttsonday** next; and **Thomas Boulton** merchant, of the said **Newcastell**, seurty for the payment of the said lynt. In wytnes hereof as well the said **William** and **Isabell** as the said **Thomas** haith subscribed ther names or marks the day and yere above written. +

By me **THOMAS BOULTONE**.

* Eight pounds.

† A bundle of lint or flax which she might spin and convert into money.

LXXIII. FIGHTING IN A CHURCHYARD. The examination of **GEORGE KEIDINFL**, of Newcastle, sherman, aged 30 years, to articles ex officio against him. [A]

1. He saith that the 1st article is trewe, for that this examine and the said William was in the said church yard at the time articulat.

2. He saith the wordes that was spoken at that tyme was other manner of words; viz., this examinat, comming then through the said church yard, he met with William Brandling* at the quere doore, which first smote at this examinat with his fyst, not drawinge any weipon. And then he said to this deponent "Were not for shame I shuld break thy head with this dagger," laing his hand upon the same; this examinat answering, "William, why smyt you me?" And this deponent streight way thereupon departyd into his father Robert Keidnell house, which is adjoining to the church style, and further, etc.

3. He saith that at ther firste meiting ther was no blodeshed bitwixt the said William and Georg. Mary, incontinent after, the said William went into his suster's house, viz. Gawen Aydon's, and ther brought out a piked staff, to have stricken this examinat withall, which was going home. At which tyme this deponent father, Robert Keidnell, mett with the said William Brandling, evon upon the graits of the church style of the said Sanct Androo's, perswading the said William, which at that tyme was in great raidg, and said to the aforesaid Robert "What saith thou, thou falsse olde carle? Ther shall neither of ye booth stave me;" And then the said Robert cauld the said William Brandling "Skotts browe." And thereupon the said William smote at this examinat's father ther with his dagger, and cutt hym in the head and in the browe, so that he bledd very soore longe thereafter. And this examinat, hering of the said fraye, came running to them, having a staff in his hand, and wold have smitten at the said William, but he could not gett to hym for the preis of women and others ther, and yett afterwarde the

* For particulars of this person see the preceding article, and the will of Sir Robert Brandling hereafter.

said William smyting at this deponent with his said dagger he hurt hym, and cut his fyngers and so drewe blode of this examinat. Examined whither the parties dyd still contynew in the said church yarde or noo, respondet affirmative.

+ Signum dicti GEORGII KEIDNELL.

The examination of WILLIAM BRANDLING, of Newcastle, marinell, aged 36 years, to Articles against him.

He saith that he and the said George was in the church yarde of Sanct Androw, at the tyme articulat, but ther was then no such wordes, or any other unsemynge wordes, spoken betwixt them at that tyme.

He saith, that, upon Satterday at night next bifore the day articulat, this examinat and the said Georg was at drink in one mother Blithman's in the said towne; at what tyme in the end they 2 cast wordes; and the said Georg offerd to fyght with this examinat; and therupon the place was appointyd the morrow next after in the morning, wher this deponent was, but not the said Georg. And afterward, this examinat meiting the said Georg Keilinell [so] in the said church yarde, said that he dyd not well to brag and crak * and apoint a place to feight and wold not come. To whome the said Georg ainswered and said that he wold be with hym, this examinat, by and by; and therwith the said Georg ran in unto his father Robert Keidnell house and brought furthe a great staff, and therwith smot at this examinat and felled hym, being upon the church styll and one, this, out of the church yarde and th'other on the church style, the said George being then in the said churche yarde, saing that the blode dyd more yshew furth of this examinat with the said Georg to hymself broke the said Georg's fathers head, one Robert Keidnell by chanch being then a rydder † bytwixt them. He saith he smot the said Robert with the pomell of his dagger. He saith that the said Robert Keidnell was then upon the said church style.

M. Signum dicti WILLIELMI BRANDLING.

* Boast.

† An interferer.

ALEXANDER BYRK, of Newcastle, laboringman, aged 32 years.

He saith that he cam in at the hynder end of the said fray, saing that he dyd nott se one of them smyt at another, but he sawe the said William soore bleid one his browe, and Robert Keidnell, the said Georg father, soore hurt on the heid and in the said church yarde. Examined, who smot the said Brandling or Robert, he saith he canott depose, but the report is that the said Georg began the fray, and both of them, the said William and Georg, did fight in the said church yarde.

+ Signum dicti ALEXANDRI.

RALPH FIG, of Newcastle, aged 20 years.

He saith by virtue of his ooth, that the said day and tyme articulate this examinat loking out of the said wyndowe, which was in Gilbert Gillis's house, he this deponent dyd se the said Robert Keidland hold the said William Brandling, at such tyme as the said William fott slipt into one of the hooles of the grait, being within the said church yarde, unto* the said Georg Kidland his sonne smote the said William with a great staiff, and would have smitten moo stripts at hym the said William then one, but onlye for hurtinge of his said father Robert. Examined whither that he dyd se the said William or Robert smit th'one at th'other, or that William Brandling dyd then smite at the said George, ye or noo, he saith that therupon he cannott depose; but he thinks there was such smiting emongst them frome the tyme that this examinat first sawe them, byfor he came into the church yard to them, for at this examinat coming to them they were sonderred, he saw the said Brandling and Robert Keidland bleid very sore, being then in the church yarde, but no blade or stroke he sawe of the said Georg. Robert Papdoo and many other, speciall women, were present.

JANET DOODS, of Newcastle, single woman, aged 30 years.

This examinat dyd se all thiose thre in the place articulat,

* Until.

aminat hard the said Atkinson caul Heubank "hoore," and "preist hoore."

By me, JOHN WHITFIELD.

LXXIX. WILLIAM RICHERDSON AGAINST MARGARET JOYCYE, IN CAUSA MATRIMONIALI. 9 NOV. 1563. [B]

JOHN PATTENSON, of Newcastle-upon-Tyne, wever, aged about 60 years.

He saith that upon fyve yere now bipast, as he beliveth, this examinat was in the house of one Michaell Sklaitor, a marinell* in this towne then, which was his neighbour, at what tyme the said Joycy was dwelling ther. And as this examinat and Michaell wif was talking together one Anderson, wif to Robert, of S^t Nicolas parish, cam in ther also and brought with hir the said William Richerdson, and said, "Here is the young man, lett us now have a bargain." And this examinat mervaled moch att that soden talk, for although he was the next neighbour he hard of no such bifore that tyme. Examinat what he hard then betwixt the parties, he said the said Anderson wyf cauld the said Richerdson "cosyn," and moved him to cast his love to the said Margaret Joycy, and requierd this berer to drink a pott of ale and bere of ther commoning, and so he dyd. And the said Margaret was content moch to be said as the said Andersons wif counseld hir.—Aither of them said they loved other well, and more he hard nott.—He saith he saw no gifts or tokens gyven bitwixt them at that tym. They dranke to gither, and aither said th' loved other well. Examined what aidg he beliveth the wence was then, he saith, of his conscience, upon 12 or 13, at the most, as he belyved veary.—None present but the parties and the 2 wyfes abovesaid.—After remembring hym self in the premisses he said that William Richerdson wold have had this examinat to have taken the parties hand to handfest them, and this deponent denyed so to doo, saing he wold testifie the words he hard, and more he dyd not or can not saye. +

* Mariner.

ROBERT ANDERSON, weifver, aged about 30 years.

He saith upon 2 yeres senc this examinat was sent for by the said William to here what was bitwixt hym and the said Margaret, at what tyme he came to the wenshe's dame's house, nigh Alhallow church stile; what the name of hir master was she dwelt withall he can not depose, but the house was one John Patenson's, which was then settinge ther; which John also said to this deponent at his incommyng, "I was sent for by Janet Sawyer, this goodwif, for that hir goodman is not at home, to handfast thes 2 yong persons," the said William and Margaret, being then booth present. At what tyme he the said John Pattenson toke ther hands and handfast them. Examoned what was the words of matrimoni then spoken, he saith that the said Pattenson said, "William Richerdson, ar ye content with this woman Margaret Joycy?" And he said, Ye, forsouth, that he was. And then he said to Margaret, "Ar ye content with this man William Richerdson?" and she said, "Ye, forsouth." And he toke the hands and lait* th'one in th'other, and said, "Nowe have I doon asmoche as ther goostly father coule doo, and I take recorde of theis words of you that stands bye." He saith that one Cuthbert Richerdson, this examinat, and the said Patenson, and this deponents wyf, and the wenshis dame, one Janet Sawyer, were present.—The tyme 2 yer, ut supra.—The aidge of the wench at that tyme apon 20 yere.—He saw no tokens or gyfts.† +

8 Jan. 1563-4. *Judex tulit sententiam pro parte Jocy in facie curiæ, in presentia Jacobi Beck capellani et aliorum.*

LXXX. THE WILL OF ROBERT LOGGIN, OF KIRKLE, ON THE PART OF EDWARD TEMPLE. 28 Feb. 1563-4. [B]

ROGER HOPPER, of Kirkley, husbandman, aged about 60 years.

He saith that, now in Lent was a twelvemonth, the testator

* Laid.

† Richardson, at a subsequent court day, alleged that he had other witnesses, viz.: Cuthbert Richardson and Jenet Sawyer, but he eventually declined to produce them.

declared his last will and testament to John Ogle of Twesell, gent., who seing this examinat, being in the way to se the yought* of Kirkley play at fott ball, cauld upon the said examinat to come and here the will and saings of Robert Logaine, then being extreme syke; commyng to hym upon that request, hard the said Robert bequieith all his goods to be devyded bytwixt his syster Isabell and the children of the said Temple which was sometym Janet Logan children, sister also to the said Robert, and willyd also that the farmehold he had, which was of a mark rent, shuld be at th'order of the said Temple, for the bringing up of his children, the said Robert's cosins, for the spaic of fyve yeres, and then the said farme to come to the said Isabell, his other syster, with all favour.—John Ogle abovesaid and the parties hard the same.—The testament was maid in his haul house,† upon a holloday, at after noine.—The said Robert gave all his rament to the said Temple. +



LXXXI. INFORMATION. An Informacion maid that one James Brone of Gatished married one Gilbert Bulman's wyf of Newcastle, who was executor to hir lait husband, and stodd chardged with hir children and the children of Edward Bulman of Newcastle, which goeth a begging. [B]

LXXXII. DEFAMATIO. 14 Feb. 1564-5. Janet Gelles against Margaret Wood, in causa diffamacionis, viz. that she put evill unholosom stuff for man body in hir drinke, viz. booreley.—Pax in causa. [B]

LXXXIII. DEFAMATIO. 10 July 1565. Agnes Parker, wife of Humphrey Parker, against Dorothy Robinson, wife of Edward Robinson, in causa diffamacionis, viz. that she came more liklye to steill a pig then to se them. [B]

LXXXIV. MARGARET POTTS AGAINST BERTRAM SMITH.
9 OCTOB. 1565. [B]

* Young men.

† The room in which the master and mistress sate and dined with their servants, the general day room of the family, having frequently a bed in one of its corners.

JOHN DAG, of Newcastle-upon-Tyne, wever, aged 22 yeres.

He saith, about 2 monethes senc, this examinat was in one Rauf Caisleies his Mr house, with whom he doith dwell, and the parties was chiding and skalding unreasonable, bifore his master wyndow, and this examinat, heryng such a noyes, thought ther had ben som fray, and therupon came furthe and hard the said smith revylinge the said Margaret Potts, and cauld hir drabe and rotten drabe and bichefoxe.—One dame Gibson, dame Cairsey, and also a great sort moo, was present.—He saith yt was upon a Satterday at night, toward the glomyng, about 7 or 8th weiks senc.

LXXXV. DEFAMATIO. 15 May 1564. William Whitskaills against Cuthbert Newton, in causa diffamacionis, viz. that he shuld steill fyve barrells of hering.

Cuthbert Newton against William Whitskaills, viz. a fas teif (false thief). Referred to four men. [B]

LXXXVI. PERJURIUM. 4 Jul. 1564. Robert Brandlinge, knight, against William Forster of Wallyngton, in causa perjurii. The same against Robert Jennyng of Burnton and Bartram Dalton of Newcastle.*

Christopher Rochester against Marion Hall.—That he was a yawdesteiller.† [B]

LXXXVII. DEFAMATION. 10 Oct. 1564. Robert Reidheid against Isabell Baxtor—viz. quod erat promus turpitudinis. She confesses, but justified—viz. that he called her a hoore. [B]

LXXXVIII. DEFAMATIO. 5 Nov. 1564. Elinor Bainbrig against Agnes Croisyer, singlewoman—viz. that she had borne 2 children, and that the fathers of them was hanged. [B]

LXXXIX. DEFAMATIO. 16 Jan. 1564–5. Janet Poill against Janet Foster in a cause of defamation. Comparuit vir

* The charge was that they had taken a false oath at Newcastle before Master Gargrave, a councillor of the Queen. They confessed, and were restored *sacramentis ecclesie*.

† Horsestealer.

maritus Poill. Negat satisfacere primo. Deinde fatetur se to be the occasion of the hanging out of the wispe.* [B]

**XC. ROGER FOSTER AGAINST JOHN STOBBS, IN CAUSA DIF-
FAMACIONIS. 9 OCT. 1565. [B]**

NICHOLAS TAILYER, of Newcastle-upon-Tyne, chandler, aged 40 years.

He saith that, at Lammes last past, this examinat had a suit in the countye at Throkle against the said Stobbs, for certain lend money. At what tyme the said Nicholes brought in the said Roger Foster, when the said Stobbs refused, and said openlye that he the said Foster was a perjured person.—He saith M^r Luke Ogle the sheriffe and all the hole court hard thes words. +

EDWARD ALWOOD, of Pontyland, yoman, and servant to M^r Mytford of Pontyland, aged about 40 years.

He saith, about mydsomer last, as he remembrith, at the countye holden at Alnwick, this examinat being then present, at what tyme Nicoles Taylyeur abovesaid had a suit against the said Stobbs for the some of 31s. and the 12 men panelled upon the matter, Taylyer brought his wites, emong whom he brought in the said Roger Foster, which the said Stobbs refused, as a perjured person, to whom the sheriff, the said Mr. Ogle, said, “Foster, comes thou in here to bere wyttness and is a perjured man? this fellow Stobbs saith that thou hast forsworn thy self in the court of Throkle,” and this upon his othe he takes of his conscience to be trew—— +

**XCI. JANET WOOD, SINGLEWOMAN, AGAINST WILLIAM
RAND, IN CAUSA MATRIMONIALI. 9 OCT. 1565. [B]**

EDWARD ALLENSON, of Pontyland, clerk, aged 73 years.

He saith he haith known the man sene he was borne, for he is this examinat sister son, and the said Janet this 4 yere. He saith he never harde no words of contract bitwixt them. Mary,

* A wispe is a handful of straw or hay. A man is said to hang out a broom when his wife is from home. Here, hanging out the wispe seems to convey a notion of conjugal infidelity.

about 2 yere senc, he perceyveth they wold have bein content to have maried to gither, yf this examinat wold have bein content to have lett them have combe and dwelt in this examinat's house : but that he was not willinge he canst depose.

By me, EDWARDUS ALLANSON.

WILLIAM LOYE, of Newcastle-upon-Tyne, marinell, aged 50 years.

He saith, upon the matter, the said Janet ever for the most part, when she came to this towne of Newcastell, she wold sett hir horse in one of his backhouses, and this examine toke hir ever as welcome. Mary, he suspect evill bitwixt hir and the said William Rand, for Rand wold ever come and enquire for hir, and she aswell willing to come and go with hym, so suspiciouslye, that this examinat wold ever say, that thoise two wold one day make thre ; and so he wold tell the said Rand ; and Rand wold say, that yf yt should so chance, " I will make hir as good as myself." +

XCII. PROBATIO. Nov. 1565. Quo die magister Barnardus Gilpyng,* clericus, et Rogerus Raw, baiker, comparuerunt, et exhibuerunt testamentum sive ultimam voluntatem cujusdam Nicholai Carr, tanner, quod, sive quam, petierunt probari, &c. [B]

XCIII. DEFAMATIO. 14 May 1566. Robert Watson against Edward Smith, in causa diffamacionis, viz. that his wyf was a lymer. [B]

XCIV. DEFAMATIO. 11 June 1566. Robert Byllye and his wife against Katherine Blithman, in causa diffamacionis, viz. " hold eeyd lymber theiff," and that he shuld recett certain corne of Sr Robert Brandlyng's, so moch as wold fyne his house one hole yere. [B]

XCV. DEFAMATIO. 8 October 1566. John Hall against Janet Armstrong, in causa diffamacionis—that he shuld have murdered and put down his two wyfes. [B]

* Afterwards the celebrated Rector of Houghton-le-Spring.

XCVI. EXORCIST. 26 Jan. 1566-7. Margareta Lambert against Elizabeth Lawson. Ad sententiandum in prox. John Lawson, husband of Elizabeth, informs that the said Margaret is an exorcist, "that for certaine things lackinge she turned a seve upon a pair of sheres." [B]

XCVII. DEFAMATIO. 4 Feb. 1566-7. Margaret Lambert against John Lawson, in causa diffamacionis—that she was a chermer. Comparuit reus et negavit se habere testes—ex auditu dixit. [B]

XCVIII. DEFAMATIO. 15 Ap. 1567. Helen Reisley against John Potts—viz. that she was a drabe, and that she was worthie a tar barrell, a cart, and a whip. [B]

XCIX. PENANCE. 29 May 1567. Elizabeth Barber. The Judge haith appointed hir to do hir penance in Allhalowes church of Palme Sunday and Good Fridaye. [B]

C. DEFAMATION. Nov. 1567. Alexander Fetherstonhaugh against Alice Robinson, in causa diffamacionis—that he was a theif and wold be hanged, as all his fore ellers* was. [B]

CI. DEFAMATIO. 16 Dec. 1567. Agnes wife of Richard Reid against Janet Nerand, in causa diff., viz. that she shuld report that the said Agnes shuld sett dogs of hir brother in lawe Thomas Reid's children. [B]

CII. DEFAMATIO. Margaret Dawson wife of George against Janet Gyllis wife of Gilbert, in causa diff. viz. that she was a barrell drome, and that she was ever kend for nought all the daies of hir lyf. [B]

CIII. DEFAMATION. Fortune Car, singlewoman, aged 13, by Ralph Burrell her stepfather, against Alice Atkinson—viz. that she had stolne one silver spoone.

CIV. DEFAMATION. 20 Jan. 1567-8. Magdalen Robson against Robert Horsley—viz. that she should teir a cheffe and a neckurcheffe of a dycke.†

* Fore-elders, ancestors.

† From a hedge.

CV. THE WILL OF THOMAS WILKINSON. 21 OCT. 1568. [B]

CRISTOFER MOISER, of Newcastle, glover, aged 50 years.

He saith that he this examinat was some tyme the said Thomas prentes, and lerned his occupacion of hym, and was also a wittnes of his testament and last will. Upon this occasion the testator, being sore syke and in great danger of death, by thestimation of many discreit men and women that had ben to se as he dyed, and yett in no wyse he wolde be moved and perswadyd in any wise to make his testament, havinge ever such an hope in his owne amendment. Wherupon this examinat and William Norham and Roger Davison went in to visyt hym, and this examinat, according to his dewtie and good will, moved hym, for the more quietnes of his mynde, to make his will and dispose his goods, which wold be a greate occasion of such quietnes in his hart, that thereby, by the grace of God, he shuld recover health the better; and ther upon the said Thomas declared his hole mynd and last will according to the wordes of his testament that was exhibited in parchment to Mr. Commissarye, 12th of October 1568, which testament the said examinat hard redd to hym at the tyme of his examinacion, which this deponent doith afferme and aveir, byfore Good, to be the trewe and last will of the said testator, in every article therein, and not augmentyd in any article or clause thereof.— He this examinat wrote all the wordes that was redd in the said will, in parchment, by the commanndement of the said testator, and by the wordes that came frome his owne mouth, without any mocion or promptynge of any man. Examined *de circumstantibus* he saith the said Norham and Davison and certain women, which this examinat gave no respect unto, Examined what he thinks of the testament, that was exhibited this present day the 26 of October, bering dait the 15th of September in anno predicto, negat penitus. Examined whither the testator's mynde was, that yf default of yshue of his son John, that then his lands to come and discend to his brother John children or noo, he saith that that article is most trew.—

CHRISTOPHER MOISER.

CVI. CONSTANCE MOFFETT AGAINST JOHN TREWHAT.
27 OCT. 1568. [B]

ISABELL PATTENSON, wife of John Pattenson, of Newcastle, weiver, aged 40 years.

She saith that, betwixt Pentecost and Lammas last past, the said John Trewhat occupied moch to the said Constance house, which Constance was tenand to this examinat's husband; and, upon suche voice and report as went upon them in the streit, the said examinat was sent by hir husband to dischardg the said Constance of hir house; and founde the parties both sittinge to gither; and said hir messiag to the said Constance, and then also forbadd the said John to repair thither any more, and he said he wolde not, for hir pretending that ther was a matter of mariadge towerds betwixt them, but the words of contract this examinat hard nonne. The parties went together into North' to hir frends, to demand towher,* and afterward the parties disagreed bitwixt themselves and was at words. And this examinat came in to the said house, at that present, and harde the said Constanc say to the said John, "Take thou the plight and perell, and for any thyng of debt that thou art behynd with me I will forgye the a great part therof." And he said that he wold not doo, "but gyve me my faith and my trewth againe, and I will sell the clothes of my bak to pay that I owe the, and moch of that I have to be quit of the."—One dame Wardley hard thes words, which was in this examinat's house the latter tyme that this examinat came in to the said house. +

CVII. WILLIAM BRAMWELL AGAINST GEORGE WILKINSON, IN CAUSA DIFFAMACIONIS. LATE IN 1568. [B]

JOHN BORNE, of Meirsfein, in Co. Northumb. husbandman, aged 50 years.

He saith that, about 14 dayes next before fastens evon last past, George Wilkinson, dwellinge then in the towne of Meir-

* Tocher, money, goods. Here, a marriage portion.

fen, came furthe of his owne house, and said audiently in the streyt, "I wolde I shuld, or culde, here my coke crowe upon fastens evon * in ther bellyes that stole hym." And this examinat, questioning hym upon that matter immediatly after, the said George said, "I wyll sweir that thoise that dwelt in one of thoise 2 houses had my coke, and that he wold stand up upon paysunday and avouch that to be trewe." Examined what houses he named, or then went upon, he saith, upon the said William and his father, and speciallie upon the said William.—Nicoles Richerdson hard thoise wordes, which was then standyng with this examinat, saying that he this examinat and the said William father's was brethren children. +

CVIII. JANET DALTON AGAINST ROBERT SERGANT. [B]

MARGARET ATKINSON, wife of Robert Atkinson of Newcastle, glasier, aged 26 years.

She saith that, about the feast of St. Martin last past, this examinat's husband and one John Man was working at Mr. Gilping's, and that tyme, about sex of the cloke in an evening, the said man's wyfe and one Agnes Jaxson, the wyfe of Henry Jackson, came in to this examinat's house to drinke with hir. And then after came in the said Robert Sergian, upon what errand or occasion this examinat cannot depose. And at his coming this examinat, remembring that she was and had bein laityly at one James Robinson house, wher she sawe the said Janet Dalton wofully arayed by hir husband, by the occasion of the said Sargain; and therupon this examinat immediatly said to the said Robert, "Woo worth them that puts evill bitwixt man and wyfe!" to whom he annswerd, "Goo hang thee! I have —, and yf yt went to the worst, she must ryde on th'one syde of the cart and I of th'other." +

Witness on the part of Sargain. HENRY LIGHTFOTT of Newcastle, embroderer, aged 50 years.

He saith that, about 14 daies byfore fastyn even last past, being at that tyme a breake bytwixt the said Dalton and his

+ Shrove Tuesday. The cock had been stolen to be pelted to death, according to the barbarous custom then observed on that day.

wyf Janett, the said Janet was some tyme at this examinat's house, and some tyme at one James Robinson's; which James and this examinat, at hir the said Janet request, thought good to make a love day bytwixt them. And, understanding that the said Daulton wolde supp at the said Sergaint's, was mynded to speak with him, the said Dawlton, about the Over Dein Brig; whome unto them com the said Sergaint, and badd them all to supper to his house, wherin suppett also one Lighton, a smithe, and his wyfe, whome unto the said Jannett annswerd that she wolde nott go to supper with no such vile vyllands as he was saing, "Falsh vile knave, thou wold have my husband to bryng the pox to me as thou brought them to thi wyfe." And when the said Sergain toke wyttnes to this examinat then the said Janet cauld him "falsh pokye theiff," and that she had said nothing but that she wold prove. +

CIX. JANET COOKE, WIFE OF JOHN COOKE, AGAINST ISABELL, WIFE OF EDWARD HEDLEY, IN CAUSA DIFFAMATIONIS. CIRCA 1569. [B]

ELIZABETH ELSDEN, of Newcastle, late wife of John Elsdén, deceased, aged 20 years.

She saithe that, about Candlemasse last past, this examine and Isabell Hedley being in the howse of one Elinor Hall, this examinat's mother, the said Isabell said to this examinat that "Jenett Cooke had not beine so riche, had not the stolne purse beine, which she dyd steill at John Newton's." Unto whom this examinat said, "Had she a stolne purse?" Unto whom the said Isabell answered and said, "Ye, marye, had she, and was caried to the New Yaite for the same."—No mo was present. +

CX. WAULES AGAINST BROWELL. [B]

MATHEW WILDE, of Winlerton, aged 30 years.

He saith that, about Candlemas last, this examinat goinge furthe of Newcastle frome markett with Richarde Flatte and the said John Waules, this examinat, seinge George Browell,

said unto the said Flatt and Waules, "Yonder is he that would be lord of Bradley hall." And the said Waules answered, "Let hym take yt whan he can get it;" whiche wordes the said Browell heringe, said unto the said Waules, "Such maynsworn harlotts as thou art kepes me from it."

RICHARD FLATTE, of Winlerton, butcher, aged about 34 years.

— "I will prove the and all thy partakers maynsworne harlotts." +

CXI. DEFAMATIO. 4 May 1568. Jasper Arkle of Gosforth, against Martin Atchuson, in causa diff., viz. that he wittinglye solde one stolne shepe skyn in the towne of Newcastle. [B]

CXII. DEFAMATIO. 26 Oct. 1568. Margaret Nicolson, singlewoman, against Agnes, wife of Robert Blenkinsop, in causa diff. viz. "hyte hoore, a whipe and a cart and a franc hoode,* waies me† for the, my lasse, wenst‡ have a halpeny halter for the to goo up Gallygait and be hanged?" [B]

CXIII. DEFAMATIO. 7 Dec. 1568. Ann Foster against Elizabeth Elder, in causa diff. That the wyfes of the Close wold say that she was a spanyell hoore. [B]

CXIV. DEFAMATIO. 26 April, 1569. Peter Richerdson and Isabell his wife against Alice Stokoo, in causa diff. viz. that he or his wyf stole a silver whistell. [B]

CXV. DEFAMATIO. 19 Aug. 1569. Janet Lober against Janet Swynborne, in causa diff. viz. that she was whippet out of Morpeth for a skolde. [B]

CXVI. DEFAMATIO. 10 Oct. 1569. Laurenc Dawgleis against John Wright, in causa diff. viz. that he was a skott. [B]

* The French hood was probably another name for the *branks*, an instrument or head-dress used in Newcastle to punish scolds. See it engraved in Brand's Newcastle, ii. p. 47.

+ Woe is me.

‡ Wilt thou.

CXVII. KATHERINE REID AGAINST ISABELL HYNDE, IN CAUSA DIFFAMACIONIS. CIRC. 1569. [B]

AGNES DODS, late wife of Edward Dods of Newcastle, shipwright, aged 23 years.

She saith that, the weik byfore Easter last past, one George Dawson and the said Isabell was in this examine's house, what other certain day this deponent cannott depose, at what time the said Isabell spoke to a baster litle boy of the said Isabell, which the said Georg bygatt of hir and put to this examinat to boor,* thes words, "Thow shall not caule Katherine Reid mother, for she caul me hoor, and I never maid fault but for this christen soull, and they wyll nott dytt† ther mowethes with a bowell of wheit that wold say she had bore a barne in Chirton."—She said the said Dawson, that shulde mary the said Katherin, was present.

HELINOR REID, wife of John Reid of Newcastle, merchantt, aged 26 years.

She saith that the said Katherine haith been sick thes 2 last yeres, and for the most part this twelmonth haith bein in house with this examinat, hir brother's wyf. And that the said Kathren toke on very hevyllye for that she had gotton knowled that the said Isabell had slandered hir, and that she had borne a barne in Chirton. Whereupon this deponent said "Suster Kathren, be of good cheir, and cast not your self downe again for any such talk; And, for ease of your myend, I wyll myself goo and question hir of hir words." And therupon this examinat went to M^r Th. Clibborn house, and the wench Isabell was out a doores. And to † she came yn this deponent was opening the matter to hir dame. And at last the said Isabell came in, to whome hir dame Clibborn's wyfe said, "Thou hast brought thyself in troble with this good wife's suster," pointing to this examinat then present, and said, "Thy M^r will not be in troble therwith." And the said Isabell maid answer, "What, Katherine Reid?" "Yea," saith this examinat, "she will have you to answer the sklander that ye have maid upon hir, which was that

* Board.

† Stop.

‡ Until.

she had borne a barne in Chirton." And the said Isabell answered, after many folish words, that that which she had sayd she wold say ytt again, for that she had one wytnes for hir. +

CXVIII. DEFAMATIO. 31 Jan. 1569-70. Thomas Tomlingson against Matthew Armestrong, in causa diff.—that he was so fals of his toung that ther was [not] a worde of his mouth worthie to be trusted. [B]

CXIX. DEFAMATIO. Bertram Dalton against Marmaduke Burrell and Isabell his wife, in causa diff., viz. that he shuld steill his own goodes, hens, and duckes, and gyve the same to Lighton's wyfe, whome withall he the said Bartram shuld lyve ungodlye. [B]

CXX. DEFAMATIO. Margaret Reed against Margaret Howhett, in causa diff. viz. that she was a horse goodmother water wych. [B]

CXXI. INVENTARIUM. 1 Feb. 1569-70. Quo die comparuit Margareta Bewike, vidua, nuper uxor Cuthberti Bewyk, mercatoris, in carcere defuncti, et exhibuit Inventarium bonorum dicti viri sui, ad summam 55*s.* 5*d.*, et debita sua ad valorem 71*l.* ac ultra petens, &c., renuncians. [B]

CXXII. DEFAMATIO. 11 April 1570. Giles and Gerard Hearon against Margaret Sewell, in causa diff. viz. that she cauled them Scottes Martyn sonnes. [B]

CXXIII. DEFAMATIO. 27 June 1570. Leonard Tayler, against Elinor Awndersone, in causa diff. viz. that he was a gouse and a hen thefe and all his. [B]

CXXIV. DEFAMATIO. 10 July 1570. William Monkchester against Micheson, in causa diff. viz. that yf he had a wyfe of the condicion of hir dam he had rather ther wer a milston about his neck in the bottom of Tyne. [B]

**CXXV. CHRISTOFER BOWHAM AGAINST JOHN SNAWDONE
OF NEWBORNE, IN CAUSA DIFFAMACIONIS.**

ROGER SMITH, of Throkle, co. Northum. yoman, aged 60 years. Circ. 1570. [B]

He saith that, about thre daies of St Cuthbert day in harvest last past, this examinat was with his Mr Antony Ratcliff esquire at Cuthbert Carr's mariadg here in Newcastle, being his baly of Throkle, and the same parties fell in comunicacion, and at words about a farmehold of the said Mr Ratcliff in Throkle, which Snawdon dwelt upon, and of lait latten to Bowham, and in ther comunicacion bifore the said Mr Ratcliff, Snawdon cauld Bowham a theife.—He sayth one Thomas Atkinson and his Mr hard the said Snawdon say soo, and no moo, for he thinks ther wold have bein no matter therupon but that Mr Ratcliff, hering ther talk, and that Bowham was cauld a theif, said he shuld trye hymself a trew man, or ells he shuld not dwell under hym; and therfor Bowham cauld Snadon to the law—the worde was spoken bifore Mr. Ellison doore in the Big Market—Bowham married his suster's daughter. †

**CXXVI. MARGARET MORE, SINGLEWOMAN, AGAINST JOHN
JOHNSON, OF WYNDLINGTON, IN CAUSA MATRIMONIALI.
CIRC. 1570. [B]**

GEORGE MORE, of Newcastle, mariner, aged 46 years.

He saith that, come Ash weddinsday shalbe fyve yer, this deponent consydering that his cosyn the said Margaret was with child with the said Johnson, which had used his, this deponent's, house in the way of honestye, to mary hyr, as he alleged, thought good to take the said wench and 2 honest men, George Robinson, beir bruer, and Roger Raw, beir bruer also, to the said Johnson, wher he dwelt, to her what he wold say in the matter bifore them; and coming thither they all to gyther found hym at the plewghe in Wyndlington feild, and comuning upon the matter the said Johnson was content to take her to his wife and she hym to hir husband, at such tyme as he came out of his Mr service, who dwelt then with one Pickerell.

—He was a plowing in a field by the water syde, cauld Windlington firth. +

CXXVII. EXTRACTS FROM THE LIBEL AGAINST GAWEN LAWSON AND GEORGE WALBY, OF THE PARISH OF MITFOURTH. [Dr. Swift's Book, f. 97.]

— That the curate of Mitfourth, about Easter last, being in the pulpit and admonishing the parishe to quietnes, accordinge to his bounden deuty, by the Quene's Majestie's lawes, for that he sawe them unquiet concerning the orderinge of certane stalles, one Gawin Lawson said openly to the same curate "Come downe, and leave thy pratlinge," to the great disquietinge of the same parish.

— That the same Gawen Lawson and one George Walby, with divers other, at eveninge praier on Ester day last, in the foresaid church of Mitfourth, and at the redinge of the firste leason, did sckofe, laughe, and gest at such as did coughe then and ther, that the minister could not say fourth God's service, but was compelled to leave of for that time of praier, to the dishonoring of God and the defasinge of the Quenes lawes.

— That the said Gawen Lawson did at the dew tyme of the Visitacion after Easter last forbid the churchwardens of Mitfourth to present any falte within that parishe, and did hinder as well the 12 to chuse 4 churchwardens as also the 24 to order the stalles, saing that nether bishop nor chanceler shuld medle with ther stalls, with such lyke words, to the disquietinge of the hole parish.

— That the said Gawen Lawson, beinge required of the curate to put fourth of the church one John Doffenby, as a person excommunicated, in tyme of service, he openly refused so to do.

— That the said Gawen Lawson was then and is a churchwarden.

CXXVIII. WITNESSES AGAINST GEORGE LAWSON AND GEORGE WALBYE. [A]

EDWARD ROBINSON of Mytforde, co. Northumb. weaver, aged 40 years.

He was in the church the tyme articulate, and being then a very could yere, and many one ther evill trobled with a hoost,* which was so farvent that many other smiled and laught ther at, wherupon the Vicar, at the evening praier, was so disquiet and leff off the service. Examinat what mysbyhav^r, coughing, or laughin that the said Lawson or Walby maid then, he saith he sat in the stall with Walbye which maid no offenc, but only smyled with all other. And for Lawson he cannot depose, for he satt not nigh him.

ROBERT POOTS, of Mytford, smith, aged 60 years.

He confesseth that ther was such a sounding noise through the hole church, but who was the fawter or beginner this examinat cannott depose. Examined what he knoweth of Wawbey misusing or Lawson, nescit deponere.

JOHN ELISON, of Mytford, yoman, aged 28 years.

He saith that at the tyme articulat ther was such laughing and cowghing at the evening praier that therupon the parishioners admonished 2 tymes by the said vicar . . .
 . . . whereupon . . . saing that the lawghing began about cakes that was casten in the said church, in the tyme of the servic, but he knoweth not by whome. †

**CXXIX. EXTRACTS FROM LIBEL AGAINST JOHN DOFFENBIE,
 ROGER FENNICKE OF THE PARISH OF MYTFOURTH, AND
 MARK OGLE OF THE PARISH OF PONTELAND. [Dr. Swift's
 Book, 102.]**

— That one John Doffenby of Pigden, not having before his eies the feare of God or the lawes of the land, did on a Sondag about the feast of the purification of Mary last paste, beinge in the church of Mytfourth at morninge prayer, spake divers unsemely words openly in the hearinge of the parish, chiding, blaspheminge, and brallinge with one Roger Fennicke for one stale or lyke matter.

And namely threateninge to break his heade, callinge him theffe of kyne, and saying t—d in thy teithe, and that he wold

* A short tickling cough ; still in use, but now chiefly applied to cattle.

lay his wynierde on his pallet; with dyvers such lyke evill, ungodly, and unlawfull words, to the unquietinge of the hole parishe, and evill example of others.

— That the said Roger Fenicke said also openly among dyverse other blasphemous and slanderous words in the church, that he cared not for Doffenby, and bad him go over the church yeard dyke, and gave him hold of him and he wold forgeve him his death.

— That thes things be and was so notoriouse that not onely Christopher Bullocke and Gawen Lawson, churchwardens of Mitfourth, with others, had much ado to quiet them at that present, but also the said Doffenby and Fenecke accused the on the other openly in the Consistorie of Durham, and in other places, as occasion served of talke.

— That the same John Doffenby, being a person excommunicate, came into Mitfourth church in tyme of service, and beinge admonished to departe thence would not, but gave evill language, saying that he cared not for the Commissary and his lawes, nor for the curate, and bad them com who durst and cary him out of the church, for they shuld first bynd his hands and his feat; wherupon the curate was driven to leave of service at the Gospell.

— That the same John Doffenby, upon Sunday next after Ester day last past, did lykewise quarell, chide, and brall within the church yard of Mytfurth with one Marke Ogle of Ponteland parishe, strikeinge at the said Ogle in the same place with one lance staffe or javeling, and the said Marke did draw one sword at the same John Doffenby, meaning to strike one at the other.—

CXXX. TESTES PRODUCTI EX PARTE MARGARETÆ MILNER, SINGLEWOMAN, CONTRA ROBERTUM OGLE, IN CAUSA MATRIMONIALI. [C. ad init.]

HENRY SPOORE, of Newcastle upon Tyne, wever, aged 24 years.

He saith he haith knowne them the parties this 4 yeres com Lamess next. He saith that, upon Sondaye before fastons

evon was a twelmonth, the said Margâret had the chardge of Mr Thomas Milner's brewing, lait at night, towered 11 of the clok, which brewing was in on Robert Doffynby this deponent's maister's house; at what tyme the said Ogle came and bair hir compeny, and had moch comunicacion with hir; emongst the which this examine hard hym say, that he wold marie hir, the said Margaret, as hys wedded wyff, and forsake all other women for hir. Examined, whoo moo hard thes words, he saith one Agnes Doffynby, singlewoman, which was there with hir. Examined, upon what occasion this examine hard those wordes, he saith he was in his bedd, which was nighe the said brewhouse, and hard them in such talke, and rose out of his bedd and loked in at a wyndoo at them, and hard ther talk and saw ther doings. Examined, whither the parties dyd se this examine then or noo, saith he is certain the neither saw ne hard hym. Examined what more he hard bytwixt them, he saith he hard no more, but that the said Margaret maid the said Ogle annswer, when he promised hir mariage, as is abovesaid, that she was also content to mary with him.

He saith that upon Fastyns evon the said Ogle came to this examine being in his . . . , and praid hym to go and make merie with hym and the said Margaret in the brewhouse abovesaid; and this examine, at the said Ogle's request, so dyd, and told them of the comunicacion this examine hard the Sunday at night last before that tyme, and Ogle confessed the same to be trewe.

Signum + HENRICI SPOORE.

CXXXI. THE FARMER OR IMPROPRIATOR OF HARTBURNE
AGAINST . . . [C. f. 16.]

ROGER FENWICKE, of Rotheley, gent., aged 30 years.

— He saith he belevithe there is 4 offering dayes, but what they shud offer he wote not, butt this deponent paid 2^d at Easter last for his offerynge, and so did his neighbours— for hymself and all his houshold he paid 2^d apece, at Easter last.

JOHN TWEDDALL, of the parish of Hartborne, yoman, aged 54 years.

— He saith he knoweth William Thornton of long tyme; He is of Harborne parish, although he use to Wytton chapell.

— He saith in tymes past they paid candles of Candlemas daye, and offered at buryalles and weddings, and at Easter $1\frac{1}{2}d.$ but now they paye no suche offering, but at the last Easter they paid $2d.$ for all.—He never sawe 4 offeringe dayes kept, but at Easter $1\frac{1}{2}d.$ but the last yere.

WILLIAM RAYE, of South Myddleton, husbandman.

— He saith that he this deponent nor his fore ellers* never paid more but $1\frac{1}{2}d.$ for ther offerings, by the space of 40 yeres. He remembrithe well they paid no more, tyll the last Easter that M^r Wyddrington requierd hym and other to pay $2d.$ and if it were not lawfull he wolde repaye it agayn. +

CXXXII. EX PARTE AGNETIS CARR ADVERSUS THOMAM CARR, MARITUM SUUM [C. f. 21.]

WILLIAM BAYKER, of the city of Durham, yoman, aged about 40 years.

This examine was in Durham that present day, when the parties and all their compeny cam home with them frome their mariadge here to Durham, wher they dwelt as man and wif together, by the common report of the people. Mary, this examine was not present at their mariadge.

He saith that he belyvith that Thomas Carr, articulate, haith not used nor entretyd the said Agnes, his wyf, as an honestman ought to have doon; for this examine was personally present at one tyme, enspeciall when the parties had bein at the lawe, and the said Thomas then commandyd to take hir, the said Agnes his wyfe, home with hym, and to use hir as he aught to doo; and immediatlie after ther home commynge quietly together, according as thei were comandyd, this examine, and

* Ancestors, fore elders.

one John Woodmose, was doon to the market-place, and comyng by the said Carr's doore, the said Agnes was wepinge and sore lammetyng, sainge that hir said husband Thomas wold not suffer hir to tarye that night with hym in his house here in Durham, but comandyd hir then, being towerd night, to goo to Feildehouse, which she said she wolde nott. And at this examine's comming home he founde the said Agnes in his owne house in the Balye. And, after moch talke that this examine and his wyf had with hir, this deponent came doon in the streit again to hir said husband Thomas Carr, and reasoned with hym, mervalinge moch that he wold not use and intreit his said wyf accordinge as he was commandyd. And was then well content, saing yt was not well doon to put hir out of his house towerd night frome hym self, which Thomas Car gave this examine so light and short annswers in such angre and greiff, that this examine therupon thought veryly, and yett doith, that he, the said Thomas, had moch misused his wyf; and further to this article he canott depose upon his owne knowledg. Mary, the said Agnes, with weping eies, haith affirmed all the resydew of this article to be trewe to this examine and his wyfe, saing, hir said husband had not used hir as his wyfe, nor wolde suffer hir aither to gyve hym meat and drinck, or take hir self any, but used [her] worse and a servannt, and had hir meat gyvon by a youngwoman one of the said Thomas maid servaunts.

Signum + W. BAIKER.

CXXXIII. EXAMINACIO WILLIELMI CLAVERYNGE AD ARTICULOS CONTRA EUM PROPOSITOS. [C. f. 35.]

He saithe he knoweth Roger Wright synce saynt Elynmas last, for that he haith maryed the said Roger syster.

He saithe that Roger Wright was at this examine's house frome Whitsonday last past till Saynt Luke daye last past, eating, drineking, and lyinge for the most parte, in suche sorte as other his folks in the house dyd. And at saynt Lukemas this deponente and the said Roger went to Newe Castle fair.

And at that tyme he sent hym to John Swynborne of Wylom, in Northumberland, where he remained till wynter fayr daye at Hexham. And after that this deponente and he cam to this examine's home, wher the said Roger abode to suche tyme that he brought hym to the Chancelor about 9 weeks ago, that was about Hilarye daye last past.

He saith that Mr. Chancelor admonished hym not to have anything to doo with Roger Wright, bothe judicially and privately, during the time of the excommunicacion.

He denieth that ever he was of the consaill with Roger Wright of the giving awaye of his goodes frome hym, nor this examine haith any parte therof.

He saith in deede if the sheref balif cam to his house without a warrannt, and drewe his lache, he wold be action to hym, and he had better have gone about.

He saith he spaik no suche wordes, that he had spoken and wold speke to Roger Wright beinge excommunicate.

Fatetur se dixisse talia verba, viz. that if he were dryven to mary suche one she shuld have small joy of it.

Fatetur se dixisse that he wold procure my Lord of Bedfurth's lettre to get hym out of pryson.

He saith that he said she that caused hym to be put in pryson shuld get hym out or he shuld never come out for him.

He said to Tod if he had been in Wright's cote he wold not have gone to the gaoll with hym.

CXXXIV. WITCHCRAFT.* [C. f. 36 b.]

ROBERT DURHAM, of Walshend, farmer, aged 72 years.

He is sure that Jenkyn Pereson was in troble for a mayr.

He haith hard saye that Jennet Pereson uses wytchecraft in measuringe of belts to preserve folks frome the farye.

CATHERINE FENWICKE, daughter of Constance Fenwicke, generos. aged about 20 years.

* Extracted from a series of Exceptions against the Witnesses in a Tithes Suit relative to the Living of Benton.

She saithe she doithe knowe that William Pereson, Jenkyn son, stail a mayre, but whether Jenkyn was pryve therto or no she wote not.

She saithe she haithe herd that Jenkyn Pereson was a forsworn man, but wherein she knoweth not.

She saithe that about 2 yeres ago hir cosyn Edward Wydrington had a childe seke, and Jenkyn Pereson wyfe axed of Thomas Blackberd, then this deponente mother servannte, how Byngemen (*Benjamin*) the child did, and bad the said Blackberd byd the childe's mother comme and speke with hir. And upon the same this deponent went unto hir; and the said Pereson wyfe said the child was taken with the farye, and bad hir sent 2 for southrowninge (*south-running*) water, and theis 2 shull not speke by the waye, and that the child shuld be washed in that water, and dib the shirt in the water, and so hang it upon a hedge all that night, and that on the morowe the shirt shuld be gone and the child shuld recover health: but the shirt was not gone, as she said. And this deponent paid to Pereson wyfe 3*d.* for hir paynes, otherwais she knoweth not whether she is a wytche or not.

ROBERT THOMPSON, vicar of Benton, aged 52 years.

This examine put in a bill of indictamente agaynst Jenkyn Pereson and William Pereson his son for a mayr that was stowen frome hym, but aftirward the matter was stayed, he can not tell how.

Dicit that he herd one wedo Archer daughter, called Elizabeth Gibson, saye that Jenkyn Pereson wyfe heled hir mother, who was taken with the farye, and gave hir 6*d.* for hir paynes, and that the said Jenkyn Pereson wyfe toke 3*d.* of Edmond Thompson for a like matter.

CXXXV. GEORGE BARRAW CONTRA ANTHONY LADLEY,
IN CAUSA DIFFAMATIONIS. [C. f. 51.]

THOMAS HASWELL, of Chester, in Co. Durham, blacksmith, aged 30 years.

He saith that he this examinat being in the cathedral church of Durham, upon Setter last was a sennett, the said Laddley was then walkinge in the said church, and this deponent cam to hym and asked hym what busynes he had ther; and Laddlay answard that the said Barro suityd hym for a sklander: and this examine asked further the said Antony whither that he was a fawtor or no; and he said that he hard a wyff caull hym theiff, before many witnesses, and therupon he spoke the same to the occupacion,* and haith ben in troble bothe ther and now lik to be here, for the same matter.

+ Signum dicti THOMÆ.

WILLIAM FISHER, of Durham, blaksmith, aged 18 years.

He saith that, a litle byfore Martlemas last past, upon a Satterday, what other certain day he cannot depose, this examine, George Borrow, and many other of that occupacion, selling ther wair at S^t Nicoles church stile, in the cite of Durham, the said Barro placing hym self next Henry Farroles, moche higher then his rome was, the said Laddley and William Foster, being stewers † of that occupacion, cam to the said Barro and comandyd hym to stand byneith in his own rowm, and he said he wold nott. And, after many words bitwixt them ther, the said Laddly cauld the said Barro "fals knave," and said that he shuld cause hym stand beneith. And the said Barro also cauld the said Anthony "fals knave," and, being lyke to feight, this examine and other went betwixt them, and moved the said Laddley to goo home.

+ Signum dicti WILLIELMI.

HENRY ROWELL, apprentice of John Thompson, blaksmith, aged 18 years.

He saith that, bytwixt Lammes and Martlemas last past, the said Barro, upon a Setterday, selling his wair at S^t Nicoles church styll, he was higher by moch then his rome was, and the said Laddley, ther steward, came to him, and commandyd hym, in my Lord of Durham name, to kepe his rome emongest his younger breithren, and he wold not, and cauld the said Anthony then "a busy knave," and then Antony cauld the said

* The trade or company to which they belonged. † Stewards.

Barro "a bysye knave."—This examine and the said Fisher was sellinge wair ther of his father, and this examine of his master. +

CXXXVI. TESTES PRODUCTI EX PARTE JOHANNIS CATCHESID SUPER EXCEPTIONIBUS SUIS ADVERSUS TESTES PER ROBERTUM BLENKINSOP EXHIBITOS. [C. f. 56.]

GEORGE GRONDYE, of Hedley near Lamesley, husbandman, aged 60 years.

He saith that, as he remembrith, the Sunday next after Trinitie Sunday last past, which was the day that one John Fletcher of Chester maid a hopping,* this examine came to Chester church: at what tyme the said Catchesyd came to this deponent, and thei tow satt in a stall together ther, and that tyme this deponent neither sawe Blenkinsop boye nor knoweth hym nott, nor any missorder of the said Catchesyd, at that tyme. +

CXXXVII. TESTES PRODUCTI EX PARTE ELIZABETHÆ FRISSELL, SINGLEWOMAN, CONTRA HENRICUM SMITH, IN CAUSA MATRIMONIALI. [C. f. 70.]

HENRY SHEILL, of Newcastle-upon-Tyne, blacksmith, aged 50 years.

He saith that, about the time libellat, he, this examine, being and working about the Commissaryes court, the said Henry and Elizabeth was brought before the said Commissary to be corrected for their incontinent living. And when their penance was enjoned to them thei agreed betwen themselves to mary, and so came into the Mr Vicar of Newcastle's house, in the parlour, and there in the presence of Christopher Smithe and John Smithe, Henrie Smithe's brother, Edward Garbut, Georg Grey, prest, John Walles, the somnour,† and clerk of St John's church, after talke of agreiment the said Henry and

* A merry meeting accompanied with dancing.

† Summoner, an officer of the Ecclesiastical Court.

Elizabeth wer contented ther in their presences to be handfested, which was done by Thomas Kingston, the said Henry Smith saying after Thomas Kingston, "Here I, Henry Smith, take you, Elizabeth Frisell, to my wedded wyfe, &c. and thereto I plight the my trowth," and "I, Elizabeth Frisell, take you, Henry Smith, to my wedded husband, &c. and thereunto I plight the my trowth," drawing handes and drinking either to other. And the above named Walles, spiyng Henry Smith to loke down, said to him, "Whi lokest thou down? If thou meane not to do it in dede, but does to avoid the penance, it is not well." Wherunto Henry Smith answered that he ment trully, as he afterward spake. Examined whi thei staid so long from marying, he saith that at the time of ther hanfesteng Henry Smith was in prentiship a yeir after, and that he taketh to be the cause of their staying.

Signum + HENRICI SHEILE.

CXXXVIII. JANET PENTLAND ADV. DAVID PENTLAND.
[C. f. 76.]

JANET WHIP, wife of Matthew Whip, of Newcastle, aged 40 yrs.

She saith that, the night byfor John Pentland was bured, which was father of both parties, the said David cauld Thomas Pentland, his brother, and the said Janett, his suster, into the entry, after whom this examine and her husband went as frends; in whose presenc David said unto his suster Jane after this sort, "Janette, will ye beir the third part of our father's buriall, and ye shall have the third part of his moveable goods?" When she answered and said that she wold doo with good will. And when they had talk of ringing the bells for their fayther, David said then to hir, "What yf your husband be not content that ye beir the 3^d part?" "Mary," sath she, "when ye delyver the third part, ye shall then stay as moch in your own hand." And she well remembreth that afterward the said David said in her husband workhouses, how so ever his brother Thomas wold use the said Janet, for and concerning the third of ther father goods, he wold doo the lyk. +

CXXXIX. JANET STEILLING CON. MARGARET BULMAN.

[C. 79.]

AGNES WHEITLEY, wife of Robert Wheitley, of Segefield, aged 33 years.

As this examine was comyng forth with her skeill she hard Bullman's wyffe caul Styllynge "noughtie pak;" who answered, "What nowtynes know you by me? I am neyther goossteler nor steg* steiler, I would you knew ytt." And then Bullman's wyff said "What, noughty hoore, caull thou me goose steiler?" "Nay, mayry, I know thee for no such" saith Stillinge wyffe, "but I thank you for your good reporte, whills you and I talk further."

CXL. EXAMINATIO GARDIANORUM ECCLESIE PAROCHIALIS DE GANFORDE, SUPER MATERIAM ET ARTICULOS EX OFFICIO PROPOSITOS ADVERSUS THOMAM BETSON ET JOHAN- NEM TOWLER. [C. f. 83.]

CUTHBERT POTTER, of Lankton, husbandman, aged 50 years.

He saith that the said Betson and Towler dyd use ther bodily labour with ther beasts in harrawinge and sawinge upon a Sondaye, about Michaelmas last past, against the commandements of God and the lawes of holly churche. Examined upon what day of the moneth nescit deponere. Examined what maner of grain yt was that the said Betson and Towler dyd sawe, he saith wheat. Examined what tyme of the said (Sondaye) that they dyd harowe and sawe, he saith airly, bfore none, for this examine sawe them bothe that day at the service in Gainfurth church, at the beginninge of the morning praier. Examined whether any moo of the said parish dyd so lykewise, or no, he saith none, to this examine's knowledg, saing that ther was yere enowgh, and that they might well enough have taried unto the Monday and Tewsday next after, as this examine and many other dyd. +

* A gander.

THOMAS STODDERT, of Headlham, yomau, alias husbandman, aged about 50 years.

They neyded not so do but upon folish oversight, for not only in Langton, but also in many other townes in that parish, many had pleued upon the Setterday next byfore besyd those 2, and sufferde the sawinge to the weke after, for ther was tyme and yere enough, saing he thinks yt was not godly doon of them. +

CXLI. A CONFESSION OR DECLARATION TO BE MAID BY
THOMAS BETSON AND JOHN TOWLER, IN THE PARISHE
CHURCH OF GAYNEFURTH. [Swift's Book, 167.]

Derely beloved, Although it be one of the chefest of Godd's comandments when he saythe thus, "Remember that thowe kepe holy the Saboth daie; sex daie shall thou labor, and doe all that thou haist to doe; but the seventh daie is the Saboth, or resting daie, of the Lorde thy God; in it thou shalt doe no maner of worke, thou and thy son, thy doughter, thy man servant and thy maide servant, thy cattell and thy strangers that is within thy gaits; for in sex dayes the Lorde maid heaven and earthe, the sea and all that in them is, and rested the seventh daie; wherefore the Lorde blessed the seventh daie and hallowed it," yet we, Thomas B. and J. T., forgettinge our obediente dewties to the lawe of God aforesaid, and to the Quene's Majestie's ecclesiasticall lawes of this realme, have of laite prophaned, unhalowed, and, as mucche as in us lyeth, dishonored Godd's holly saboth daie, which daie is appointed emongest all Christian men to prayse God for his benefites, to aske those things that be nedefull at Godd's hands, and to doe other works acceptable in Godd's sight, gyvinge our selves to worke unlawfull, servile, and bodyly labors of sawinge, harowinge, without any urgent necessaryte, in which doings as we have offended the lawes of God and the Quene, to our reprooche and your evill example, so we humbly here before you all acknowledge our selves to be sory for that and all our misdeds and offences, besechinge God to turne this our punyshe-

ment as well to our amendment as your good example. In testimony wherof we pray you all to lifte up your harts and voices with us to our Heavenly Father, in the name of his deare son Jesus Crist, saynge, ‘Our Father, which art in heaven,’” &c.

CXLII. TESTES PRODUCTI EX PARTE GARDIANORUM ECCLESIE PAROCHIALIS DE HOUGHTON. A FEW CAUSE.

[C. f. 85.]

WILLIAM SMITHE, of West Rainton, husbandman, aged 70 years.

He saith that article (2) is trewe, for such auncient custome they have that no parishioner in that parish can buyld any stall in the church of Houghton, or take any away, without the licenc and consent of the 24 and the churchwardeons of the said parish. And yf any man goo furth of the said parish, but half a yere, to dwell, the churchwardons may lett his stall to any man that will take yt. And yf that same man come again into the said parish to dwell he shall paye his fyne of another stall, yf his owne be latten. And, lykewise, when any parishioner dieth, that haith a stall, the man or woman that maries again shal pay a fyne for the stall that dead man or woman had, or for another stall, yf yt be letten, the proffett wherof gooth to the reparacion of the said church.

CXLIII. THE PERSONAL ANSWER OF CHARLES SHAWE TO THE LIBEL OF BARTRAM MYTFORD. [C. f. 96.]

He saith that, about Wytsonday last, Bartram Mytford and this examine, being at certain words about a wheill, he this deponent went over Elvett bridge, talking thereof with Henry Hirst, sainge that the said Bartram was a covetous snowge, and such as he aught by God’s worde to be wedyd out of the common welth; saing further that ther was none of his the said Bartram’s servands but att ther way gayt he was about to make them theives; whereupon one Isabell Hunter, the said

Bartram's servant, followed this examine, and answeringe hym that she wold tell hir M^r what she had harde him then speake, he the said Charlls said to hyr " Gett the hoome, hoore, and tell thy M^r what I have said." +

CXLIV. A CONFESSION TO BE MADE BY CHARLES SHAWE, FOR SLANDERING BAR. MITFORTH, IN S^t NICOLAS CHURCH IN LYNN APPARELL, AFTER THE READING OF THE III. CHAPTER OF S^t JAMES' EPISTLE. [Swift's Book, f. 174.]

Beloved neighbours, I am now comen hither to shewe my self sory for slannderinge one Bartram Midforde, namely in that I called him openly "beggerly harlot and cutthrothe," sainge that he was "a covitous snowge, and such as he by Godd's worde aught to be weded out of the Coomenwelthe." I acknowledge that thus to slannder my Christian brother is an heynouse offence, first towards God, who haithe straightly forbydden it in his holy lawes, accomptinge it to be a kynde of murderinge my neighbour and threatninge to punyshe it with hell fire and the losse of the kyngdome of heaven. Also the Quene's lawes, against which I have stubbornly stande, doeth grevously punyshe all slannderers, backbiters and sowers of discorde, debate, hatred and disquietnes, to the shame of the offenders and feare of others. Agayne, my unruly tonge, if it were not punished, it wolde not onely set mo of yow on fire, but also it wolde bolden others to doe the like. Wherefore, as I am now called backe frome myne inordinate doinges by this correction, with my cost and shame, so I besече yow all to be witnesses with me that I am sory frome the verrey bottome of my harte for this and my other like offences against God, the Quene's Majestie, and the said Bartram Mydforde; promysinge before God, and you here present, that I fully intende to amende my outeragious tonge and wilfull behaviour, as maye please Almightye God, satisfye the Quene's lawes, and tourne to yur good example and myne owne sowle's health; for the obteyninge and performinge thereof I humbly besече yow all, with me and for me, to pray unto God as our Saviour Jesus

Christ him self beinge here on earth taught us, sainge " Our Father which art in heaven, hallowed be thy name," etc.

[Letter from Mr. Chancellor Swift to the Curate of
St. Nicholas.]

Sir William, When you have admonished the people out of the pulpet, after the Gospell, that Charles Shawe is ther punished for slanndering Bartram Mitford, then rede ther the third Chapter of Saint James Epistle, and, that done, let Charles Shawe, being ther in lynnenn apparell, like a penitent person, say the confession above writen after you, you being in the pulpit and he kneeling benethe the quear dore, audiblye, with the Lorde's praier, to be then and ther said by him with all the people kneelinge, and that to ask Bartram Mitford forgevenes openly ther and kneeling. All which thinges being done you shall certefy me againe in writing. 3 March 1570. Certify the next Court daie,

ROB. SWIFT.

Certificate. In dorso knowne to your wurshype that Charells Shawe haithe donn his pennans accorden . . . wurshype commandement in our parish's churche, barfett and baredded . . . upon his knees, upon Ester daye last, and ther dyd aske Bartrame Midforthe forgevenes, in the fayse of all the congregation ther present. Wryting by me. WILLIAM HEDLAME, curett of St Nychelas in Durhame.

CXLV. THOMAS ROBSON AG^t RALPH WILSON. [C. 125.]

AGNES BLENKINSOP, of Durham, single woman, maid servannt of Hugh Frennde, aged about 22 years.

At that tyme articulate she, this examine, was the said Thomas servannt, and upon a hollyday at night she, this deponent, was sittinge at hir said M^r doore with Isabell his daughter, and the said Raffe Wilson was goinge thereby in the streyt,

and by comme one Janett Percivall, a young woman, and said to the aforesaid Isabell, "Yonder goith your good man," meaninge the said Raffe. And Isabell annswered, "Our good is to well wonne to comme emongest thers." Which wordes the said Raiff hard and said, "Thou giglott, thou knowest best whither your goods be well woon or noo." And the said Isabell annswerde and said, "Aither you or some of yours so reports." And then spoke the said Raiffe and said, "I will thou know that yf I had stolne 2 yawdes,* as thi father dyd, I wold nott have thought that good well woon." And further, &c.

Signum + dictæ AGNETIS.

JOHN TOMPSON, of Gilligatt in Durham, weiver, aged 30 years.

He saith that he knew never any thinge to Thomas Robson but an honest man, but that he was in a frall blonder about 2 meirs that he toke in steid of his owne, when he drove horse in the south contree.

He saith that, as he one evening stand at Robson doore, with his dowghter and his maid, and the maid sainge to his daughter upon Wilson, "Yonder was some tyme one of your lovers." And his dowghter sayd "Nay, his mother, Wilson's wyffe said that our evill gotten good shulde not comme emongst their well gotten good," to the which Raiff annswered that "yf the father had been attached when he toke 2 other men's yards in-steid of his owne, thou wold not have bein so stowtt."

+ Signum JOHANNIS TOMPSON.

GEORGE COLSON, of Gilligait, tayler, aged 17.

He saith, that in the fore ende of harvest Isabell Robson was fettinge a cruse of drinke out of the aile house, and one of Hudspeith sones said to hir that she wold be a pretty roper's wyfe. And she annswered and said that she dyd not passe † yf all ropers wer hanged; and the said Raiff, being in his father's loft, boune to bed, hering thois words, praied that better might behapp then hanginge, and said, "Yf they had been hanged that toke one yawd in wethe of ther owen, they had not bein syttinge were they were syttinge at that tyme." Examined

* Horses.

† Care.

whither Willson named the said Robson at that tyme, or at any other, to be a yawd steiller, ye or no, respondit negative.

+ Signum GEORGII COLSON.

RICHARD CARTHER, of the same, sheirman, aged about 40 years.

This examine hard thois words. John Tompson, alias Percivall, is this examine's mawggh (brother in lawe).

CXLVI. TESTES PRODUCTI EX OFFICIO AD PROMOTIONEM
GEORGII CUTHBERT, UNIUS PROMOTORIS IN ADJUVAMEN
DICTI OFFICII ADVERSUS BRIANUM HEADLHAM.

[C. f. 126, b.]

LANCELOT BUTIMAN, of Sedgefield, husbandman, aged 54 years.

He, this examine, was by at the Evenyng Praier when the church wardons of Sedgefield cam to hym and demandyd 12*d.* of the said Bryan, bycause he hadd his capp on in servic tyme, and he, the said Brian, refused to pay the 12*d.* and maid his skewse that he had an evill head.

He remembrith that the said Brian receyved at Easter last, and about the feaste of Candlemas, when the parishe was comandyd.

He hard not Brian Headlam threten the said Th. Watkin, or any of the church wardons, but he said that, yf the law wold serve hym, he wold seke remydie by lawe against the said Watkyn.

The curat answered thus, "Thou saist lyke a knave."

THOMAS WATKIN, of the same, husbandman, aged 54 years.
He and the said Bryan married 2 susters.

He saith that he kept his cap on upon one Sunday at the Morning Prair, wherfore this examine and Robert Laiton demandyd 12*d.* of hym. And one other tyme, at the Evening Prair, and the third tyme, he misused the curat, and spoke to hym at such tyme as the said curat was examininge or speaking

to a penitent. And ther upon this examine and his fellowes demandyd 3*s.* of the said Bryan, according to their presentment, which refused to pay yt unless he were compelled by order of lawe.

He saith that this last yere he receyved twise, and byfor that yere neither he or any parishioner then receyved but once.

He saith that about Christemas last past the said Brian said to this examine, "I promes you, yf the lawe will serve me, I shall make you spend 40*s.*" Examined of the cause wherfor he saith, bycause he this examine presentyd the said Brian to the judg, M^r Swyft, in the consistory of Durham—the presentment is trewe and all the contents therein.

ROBERT SMITH, of Foxton, husbandman, aged 50 years.

He saith that he was in the church of Sedgfeild, in the tyme of servic, when the said Bryan dyd disquiet M^r Horsfall ther curat with speaking to hym at that tyme, viz. the said curat thought the 2 penitents satt to hy up in the church, and spoke to them, and speciall to one of them, to sett lower, and at last she so dyd, and ther stood a yong man neir hir whom the said curat asked whither that she was his wench or no, and the young man gave no answer, but Bryan said then to him, the said curat, "She may be youres, yf ye will;" and one other tyme this examine dyd se the said Bryan have on his cap at the tyme of the Morning Praier, and further, &c.

CXLVII. EXTRACTS FROM THE LIBEL AGAINST BRIAN HEDLAM OF SEDGEFIELD. [Swift's Book, 108.]

That you, Brian Hedlam, being in the parish church of Sedgfeild, the 17 day of November last, 1568, at the Morning Praier, at the saing of the generall confession and repeting of the Lorde's praier, beleffe, and ten commandments, letane, and other suffragies; at which time, by the Quene's lawes, every Christen man and woman ought orderly and reverently to put of his cap and knele upon his knees, and use other reverent behaviour, you, Brian Hedlam, not having God before your eies, but stirred

up with devilish contempt and irreverence, did, the day and time aforesaid, sit with his cap on his head, and being thereof lawfully admonished, refused contemtuously to reforme these defaultes, or to pay 12*d.* to the churchwardens for the poore man's boxe then demanded, and disturbed the church with talking.—

CXLVIII. MARGARET HERRESON IN THE STOCKS. [C. 132.]

GEORGE SKOTT, of Chester-in-the-street, yoman, aged 50 years.

He saith that, about the tyme articulate, this examine and one Peirson was the connstables in Chester, and that one Agnes Fletcher, the said John Fletcher wyffe, came to this deponent and his fellow and shewed them that the said Margaret Herreson had stolene money out of hir sonne Roland chist, and thereupon required this said examine and his fellow to sett thir the said Margaret, and one Isabell Burne, in the stoks; and so they, this examine and his fellow, dyd, at her earnest mocion. At what tyme the said Fletcher was not in the towne; and at his home commyng they the said cunstables cauld of hym and asked hym whither he wold follow hir as the Quene's fellon or no, and he said yee. And thereupon she the said Margaret was kept in the stoks all that night; saing all the contents of that article is trewe, for the baliff was chardged with her by this examine and his fellowes, which caried hir to Mr Hedworth, a justic of peace.

JOHN PEIRSON, of the same, tailyer, aged 30 years.

He haith known her to have been of honest name and fame this 10 yeres or more. He was one of the cunstables, and talked with John Fletcher of that matter, and hard and saw all that was doon; saing that she swoned dyvers tymes, and had died but for this examine. He knoweth that Bowmaker's wyffe of the Sheills had hierd the said Margaret, and gyven hir a penney in erlls,* and yett, after, refused hir, upon that fame.

* Earnest money.

CXLIX. DOON v. STAMPER. DEFAMATION. [C. f. 136.]

CHRISTOPHER PAWSON, of Blackheddon, in co. Northumb. gent. aged 34 years.

He saith that, albeyt that he knoweth the moste parte of the personages of the wytnes, yet he knoweth not what they have deposed.

He saith that George Chikin is not a man of good name and fame emongest his neighbours: for he was put frome his Mr Mr Welton, for steilinge and withdrawinge of his said Mr's corne. And this examine, being chardged with the said Chikinge frome Mr Collingwood, the Sherrif of Northumberland, dyd arrest hym, the said Chikin, and brought him to Alnewicke to the shirriff, byfore whomme the said Chikinge was boundon to aunswer, accordinge to the Quene's lawes, who beinge in this examine's kepinge confessed that he had unjustly taken thre pecks of corne of the said Mr Welton, and also that he had boundon certain sheip in the place articulate, affirming that they were his owne, although the voice of the contree is to the contrarye, as this deponent, beinge baliff ther, herith.

GEORGE HOMBLE, of Blackheddon, husbandman, aged about 40 years.

He saith that Georg Chiking is counted for a bruckle * man, and haith bein in combre † for taking of other mens goods.

CL. THE PERSONAL ANSWER OF THOMAS WRIGHT, CLERK, TO ARTICLES AGAINST HIM. [C. f. 139.]

THOMAS WRIGHT, Vicar of the parish Church of Seham, aged 79 years.

He saith that at the tyme articulate he, this examine, being in the Consistory of Durham, swore once by God, and an other tyme by Sanct John.

He saith that yt ys trewe that this examine is cauld to the

* Brittle, unsafe.

† Trouble.

function and office of preist, and he trustith gyvith good example to all his parishioners, denying that he is any common swerer or blasphemer. THOMAS WRIGHT.

CLI. THE PERSONALL AUNSWERS OF AGNES PRIORMAN TO THE LIBEL OF CHRISTOFER GREINBURYE. [C. f. 142.]

AGNES PRIORMAN of Dinsdail, singlewoman, aged 20 years.

She saith that Christofer Greinburye, being servant to Mr. Robert Place, resortyd to this examine's compeny in hir uncle's house, cauld Sr Roland Clerke, and sometyme going to church and markt, which Greinbury moved this examine in the way of mariadge, but she never consentyd thereunto: and that was about 2 yers agoo and never sync.

She saith that she never receyved gyfft of hym self, but the said Christofer sent hir a pair of gloves, which this examine refused to take, and a cristall stone and a sylver ring of 4*d.* price, (which) she this examine have, and doo shewe the same in this hir examinacion, which his brethren Brian and John delyvered to this deponent. + Signum dictæ Agnetis.

CLII. THE PERSONAL ANSWERS OF RALPH HEDWORTH, GENT. [C. f. 142.]

He saith that he, this examine, haith bein ever willing, and is, to pay the debts and legaces articulate, and upon this examine's bihalf all the legacys is contentyd and paid, save only 2 rials to Mr. Hedworth of Harradon, which he never demandyd, and 3*s.* 4*d.* to one Janet Collingwood, which she refused to recefe the same within . . . dayes, and, as for debts, non ys demandyd or owinge. Mary, this examine's children ar not paid their legacys of their uncle John Hedworth bihalf, nor Thomas, Robert, Anthony Hedworth, or any ther children haith not receyved any of ther legaces gyven by the testator's will, upon the said Johne's byhalfe.

He belivithe that, for his part, he is not forsworn, for

although hard byfore his father death he haith sein sylver spones to the nombre of 17, a silver belt, and a pair of correll beids with silver gawdies, and the lease of Brenkborne house, the lease of the coole pytts, unvaledwed, all which is not praised nor put in the inventory. And, as he supposyth, the spones, the belte, and beids ar in the hand of the said John Heidworth, without any profecte or commoditie to this examine. And, as for the said leases, they were nott valedwed in the inventory, bycause this examine thought yt had not bein the use to valedwed or praise any leases.

RAFF HEDWORTH.

ANTHONY HEDWORTH of Newcastle upon Tyne, merchant, aged 48 years.

He saith he haith paid debts and legaces, as fer as any man haith demaundyd of hym, this examine; notwithstanding John Hedworth, being often tymes requierd, haith hitherto denied to pay his porcion to this examine of 20 nobles, bequithed to this examine in his said father's will.

He saith that this examine, with his brethren, exhibityd a trew inventory of all such goods as John Hedworth, this examine's brother, browght byfore them; howbeid that he knoweth, and understandith, that ther was certain jowells of silver and gold in a fuschain poke, which was neither prased or put in the invente, but not by this examine's default.

Per me, ANTONY HEDWORTH.

ROBERT HEDWORTH, of Rytonwoodsyd, gen., aged 40 years and more.

Mary, his owne legacy, to the valey of 4 nobles, that his brother John Hedworth shuld paye, ys not yeit paid—this examine's children ar nott paide—neither Anthony Hedworth or Thomas Hedworth, this examine's bretherin.

Signum + ROBERT HEDWORTH.

THO. HEDWORTH, of Blackborne Mylne, about 40 years.

His owne legacy of 5 markes and his dowghter legaces 10s. is not paid.

THOMAS HEDWORTH.

CLIII. THE PERSONAL ANSWER OF HUMPHREY HOPPER.
[C. f. 163.]

UMPHREY HOPPER, of Edyedsbridge in the Co. of Northumb., aged 54 years.

He saith that he was both in the church and churchyarde of Muggleswike.

He saith that he, this examine, spoke no unseeming or ungodly words in the church of Mugglesworth, as is articulate. Mary, in the church yard ther he had some communicacion with one Roland Herrison, which he will declare in this his examinacion.

He saith he laid no hand of his dagger, to his wytton.*

He saith that the said Sir Thomas, articulate, came to this examine, then beinge out of the church yarde, and dyd rebuke this examine for making any busynes in that parish, being an out man; to whom this deponent said, "Thou harlott preist, peiste thou me? I will be here when I lyst, in spite of thy teithe," sainge that he cauld hym not "falsh."

Signum + UMPHRIDI HOPPER.

CLIV. THE PERSONAL ANSWER OF WILLIAM BRIGHAM,
VICAR OF OVINGHAM. [C. f. 168.]

He saith that he belyvith that by the lawe no parson, vicar, or curat, ought to minister any sacraments, rites, or ceremonies, to any person but thoise of his owne parishe.

He saith that, on Tewsday in Easter hollidaies last past, betwene 7 and 8th of the cloke, byfore the morning praier, in the presence of dyvers persons, to the noubre of 20 persons, parte therof of his owne parish of Ovingham and the other strangers, he, this examine, solempnised mariadg bytwene Thomas Baxter, of the parish of St. Nicholes in Newcastle, on

* Witting, knowledge.

the one parte, and Kathering Marshall, of the parish of St. Johne's in Newcastle, wedo, on the other parte, without any licens, nor asked aither in ther owne parish churches, or ther att Ovingham, at all, to his, this examine's, knowliedg.

By me, WYLLYAM BRYGHAM.

CLV. A CONFESSION TO BE MADE BY ALLICE SWAN, WIFE OF ROBERT SWAN, IN SAINT NICOLAS CHURCHE AT NEWCASTLE, FOR TURNINGE THE BIDLE AND SHEARES, WITH CERTEN OTHERS, AFTER THE MINISTER UPON SON-DAY AFTER THE SERMON. [Swift's Book, 167 b.]

Dearly beloved Christen people. As Almighty God is the only creatour of all things in heaven and earth, so it is reveled to us in his holy worde to be his pleasure and will that all his creatures shold depend upon him, and sek for no helpe or succour but only in him, our Heavenly Father; and to do otherwise is nothing els but to mak another God in our own devises to our selves, and to committ the horrible cryme of Idolatrie and false worshipp, forbidden in the first commandement of Almighty God. Nowe, so it is, good people, that I, Alice Swan, by the meanes and procurement of Margaret Lawson, Anne Hedworth, Elizabeth Kindleside, Agnes Rikerbye, Anne Bewike, and Jerrerd Robison, not having the feare of God before myne eyes, but following the persuasion of the devell, who moveth me and all mankind to a defection from God our Creator, have, of a filthie lucre and under colour of a singuler and secret knowledge of lost things, used by the space of certen yeres to cast or tourne the riddle and sheares, and albeit it seame to some to be but a trifling matter, yet seing it is a kinde of a divination or charming, expressedly forbidden by Gode's lawes and the Quene's Majestie, and cannot be done without a defection and mistrust to God and some confidence to the devell, wherefore I am comen here this day, at the appointment of the Quene's Majestie's Commissioners, humbly to acknowledge and confesse my forsaid offence before you all, whom among other Christians I have by my example cheffly

offended and given occasion lesse to reverence the lawes of God and this realme ; and of my sorrowfull repentance in this behalfe, I beseeche you all to be my witnesses ; and that I may be forgiven at your handes, and namely at the handes of Almightye God, I require you here humbly upon my knees to pray with me and for me, as our Saviour Jesus Christ commandeth us, saying, " Our Father which art in heaven," &c.

CLVI. LIBEL AGAINST THE CHURCHWARDENS OF SEDGEFIELD FOR REMOVING THE COMMUNION TABLE. 1567.

[Swift's Book, 52 b.]

Theis articles followinge and the contents of the same, we, James by the grace, &c., by Thomas K[ing], notarye publique, of our mere office necessarie promotour in that byhalfe assigned, against Jo. H., Jo. B., Rob. D. and S. W., T. M. and every of them, in lawe jointelie, severallie and ar^{lie} doth objecte and propound and saye in manner and forme followinge :—

1. Imprimis, ponit et articulatur pars dicti Thomæ K., that the Reverende father in God, &c., by the space of one, two, three, &c. yeres, and more, last past, haith bene, and yet is, the Bushopp and Ordinarie of the sea and dioces commonly called the Busshoppridge of Durham, and that Mr. R[obert] S[wifte], batchelor, &c. by the space aforesaid is and haith bene, vicar, &c. of the said Reverend father, lawfullye deputed. And all the premisses are true, and in the cittie and all the dioces of Durham. Et ponit et articulatur conjunctim et divisim de quolibet.

2. Item ponit et articulatur, that, by the Acte of Parliament and other lawes established within this Realme of England, everye Busshop or other Ordinarie (for the tyme beinge) maye, at his discretion, sett or place the table for the Hollie Communion in the chancell or the bodie of every churche. And also, by the lawes aforesaid, may poynt and determine where, or in what place, Morneinge and Eveninge Praier may most convenientlie be said, songe or done, for the settinge fourth of God's service and edificeinge of the people. Et ponit, &c.

3. Item ponit, &c., that the Busshopp, &c., or his Ordinarie, accordinge to the lawes aforesaid, in the monethes of Auguste, &c., in the yere of our Lord God 1562, &c., or one of them, did appoynte that the Lord's table should stand in the bodie of the churche; and also that Common Prayer should be there said and done in all places within the dioces of Durham. Et ponit, &c.

4. Item ponit, &c., that R[obert] S[wifte], Ordinarie to the said Reverend Father, bushop of Duresme, in the monethes of September, &c. of this present yere, 1567, or one of them, accordinge to the lawes aforesaid, being personallie present in the parishe churche of Seg[field] within the dioces aforesaid, did cause and appointe the Communion Table and certeyn formes or desks to be placed in the bodie of the church aforesaid, in suche order and comelienes as semed unto him most convenyent for the ministracion of Sacrements and sainge of Common Praier. Et ponit, &c.

5. Item ponit, &c., that, on Mondaie being the 7th daie of Novembre instant, the said Jo. H., Jo. B. &c., not haveinge God before there eyes, nor the preheminece of the jurisdiction Episcopall, did into the churche aforesaid enter, and, after dyverse contemptuose wordes then and there by them spoken, being also counselled to the contrarye, did forceableye, contemptuouslie and rashelie take up and remove the said table, formes, or desks, ausu temerario et sacrilego jurisdictionem Episcopalem Dunelmensem invadentes, [in] grave animæ suæ periculum, et aliorum Christi fidelium exemplum perniciosum. Et ponit, &c.

6. Item ponit, &c., namelie against Jo. H., aforesaid, that he, the said Jo. H., verie contemptuouslie and rebelliouslie in the said churche, before dyvers honest persones, once, twyse, or oftner, said openlye that he wold remove the said table and formes, which the said Ordinarie had placed, addinge further that he was a hinderer and no furtherer of God's service. Et ponit, &c.

7. Item ponit, &c., that whosoever dothe usurpe, invaid, or contempe the jurisdiction Episcopall of any Bushop, or his Ordinarie, is by the lawe (ipso facto) excommunicated, and so

oughte to be declared and reputed amongst all Christian men. Et ponit, &c.

8. Item, &c. quod de et super præmissis, &c.

Unde facta fide etc. petit pars dicti T. K. promotoris ante dicti jus, etc. ministrari, præfatosque Jo. H. Jo. B. etc. per vos, etc. excommunicari; ac pro tantæ temeritatis suæ excessu, etc. (vestro mediante arbitrio) ecclesiastice corrigi et puniri; necnon in expensis, etc.

CLVII. EXTRACTS FROM A LIBEL AGAINST ROBERT WAUGH AND JOHN RAWE. [Swift's Book, f. 109.]

In Dei nomine, Amen. — A.D. 1567, mensis Apr. 27, circa horam septimam prædicti sacrilegas manus in quendam Johannem Horsfall clericum injecturi, venerunt ad dictum Johannem in villam et rectoriam de Weshington, et maliciose prætendentes et allegantes, quod, ipso Johanne intercessore apud quendam magistrum Radulphum Lever, rectorem ibidem, facilius terras dominicales de Chester obtinerent, dictum Johannem ducebant per viam publicam ad unum miliare extra villam de Weshington, in locum qui communiter vocatur *le oxe close* de Weshington, et cum venissent in densum ibidem locum, spinis et vepretibus obsitum, "eamus," inquit Johannes Rawe, "extra viam in locum illum densum, ne quis nos facile audiat." Quo cum venissent affatus est illum Johannes Rawe, ut sequitur. "Nowe, we are glade, Horsfall, that we have got the hear: thou hast done our kinswoman Isabell Hinde a displeasure, and we will make thi skinne make her amendes; and, by God's woundes, rather then thou use her thus thou shall beare me thy backfull of strockes;" holding and shaking his staffe at the said Horsfall. At which wordes one Robert Waughe came there also, grinninge and shakinge a lance staff, and sware "by Gode's blode, that shalt thou do." And throwing his staff downe drewe out his dagger, stroke at him and cawght the said Horsfall by the right sholder, holding the dager at his hart, and said, "Yea, by God's harte, thou shall ether make her amendes, or this dagger shalbe thi deathe." Wherat the said Horsfall,

being a mased, said, "S^r, I have no money." "Yes," quod Wawghe, "that hast thou, theffe, and let me se it." Wherupon the said Horsfall purse being opened, ther was found in it 7^s, whiche the said Wawghe toke then and their, and, as Isabell Hind cofessed in this court, gave afterward to hir 5^s, and kept 2^s to himselve. Which thing being done, thei caused the said Horsfall ther to sit down, and to make a bill of £3 debt of his hand-writing sealed. And the 7^s was ther tolde into Rawes handes, who then paid it to Wawghe, which also had the bill.

CLVIII. THE WILL OF SIR ROBERT BRANDLING. [ACT BOOK,
f. 122. b.]

THE personal answer of HENRY BRANDLINGE to positions and articles, &c., on the part of the sisters of Sir Robert Brandling, Knight, deceased. March, 1568-9.

He, this examine, was in the towne [of Newcastle] that same day, and was with S^r. Roberte Brandlinge that same night that he departed.

Sir Roberte Brandlinge haithe contynually kept house and dwelt in the house he died in the space of 30 yeres and more next byfore his deathe.

The will whiche this respondent and W. Brandling did exhibite in the consistorie courte of Duresme berithe the dait 1 Jan. A. D. 1562.

Upon Trinitie Sunday last at afternoyne, he about 4 of the clock, this examine and lait S^r Robert Bradling were talkyng togethers in the said S^r Roberte dwellinge house; at which tyme the said S^r Roberte axed this examine what M^r Tankerd said, and when he wold comme over to hym, to conferre with hym towchinge the makinge of his will, (for this examine, having otherwaies occasion to be at Yorke, was requested by the said S^r Robert, his brother, to desyer M^r Tankerd to know when he might have hym at most leisure, either he to go to hym or he to come unto hym, for the makinge of his will,) and this examine said that M^r Tankerd did saye he wold be glad to mete hym when he wold, for he thought that Sir Robert

did dryve it to longe; at which tyme also this examine talked with M^r Gerard Salvayn to the same effecte. After that this examine, then movyng his brother Sir Roberte to make his will, for the staye of his frendes, and to be good to his susters, (for that childrings who were in debt, if he shuld geve them a pece of money, the creditours wold call for it, and they shuld be nothing the better); and therefor he moved hym to geive every of his susters one annuities of £20 duringe there lyves, and so his name shulde florische after hym, as he had lyved worshipfully all his lyfe. And this examine said further, that if it pleased God to put in the said Sir Robert mynde to put this examine in trust, he wold not doubt to kepe all the chikens together, meninge his susters and frendes, in the same sorte as he did, notwithstandinge that the susters might have annuities as aforsaid. The said S^r Roberte answered agayn thus, "What shuld I doo? I have been bablinge and doinge thes 4 or 5 yeres about it," swering, by God's soull, "I can not yet tell where to begyn, for we ar so many, and we ar all beggers, for there is not one emongst us hable to lyve upon hymself, saif George Dent, and Edward Tailour; for I thought my suster Katherine had been the best, and we thincke she is as bare as any of them."—And then this examine said agayn, "it was most fyt to regarde them, for they had born the best contenance of honestie; and it were petie that they shuld lack in their age: but, S^r Robert, they saye you wold have maid your will if it were not for one thinge, which I wold speke but for angringe of you." And he said agayn, "Speke on, herdely." And then this examine said, "They saye, in this town, if you had not so many bastardes you would have maid your will or now." And he answered, "If I have any I am hable to fynd them." At whiche word his preiste Sir Thomas Keye, syttinge by upon a fourme, did ryse and cam to the forsaid S^r Roberte his m^r and said, "S^r, you bid me speake to mastres Brandlinge* to take one of the wenches called Jayn;" and S^r Robert said, "Did you speke to hyr?" And he said "Ye, and she saithe she shalbe welcom." And then he willed

* The wife of the deponent.

S^r Thomas to put the wenche to hir. And at that tyme the forsaid S^r Robert declared to this examinat of the unkinde doings of William Brandlinge,* who was sodenly upon a displeasor departed into Flanders. And at thes wordes cam in M^{res} Brandlinge aforsaid, this examine's wyfe, who required Sir Roberte to take good order byttwyxt hir husband, this examine, and the forsaid William, "for he that woll not geive his unkle a good daye (you beinge a lyve) woll moche lesse esteme hym when you ar deade." And he took hir by the hand, sainge, "I shall make hym, I warrand you, fayn to seke your husband all the daye on his lyfe." And further &c.

He saith that about 10 or 12 dayes or therabout, about Whitsondaye last, this examine spacke to Mr. Tankerd and Mr. Salvayn, at the said S^r Roberte appoyntmente, as he haith said; and on the Frydaye, the same daye that S^r Robert dyed, this examine, at the request of the said S^r Robert, spake to Christofer Chaitour, upon the Sandhil, to comme to S^r Robert dynner, althoughe he said hym naye byfore. And upon the same he cam to Christofer Chaitour, and he had promesed to dyne other where, and denyed to comme except S^r Robert hadsomme speciall matter. Wherupon this examine cam to hym agayn, and said that S^r Robert wold have hym after dynner to have drawn a draught of his will, for after the Playes† he wold send for his consell and make it up. Wherupon the said Christopher Chaitour said he must ryde that night towardes Darlington, for markyn of horses there to be sold in the fair, by the Conselles commandmente; and promesed to come to hym agayn within a weke after. And further, &c.

The forsaid S^r Roberte Brandling said he thought that this examine wold not lyve so longe tyme as he, nether that his

* The person engaged in a drunken quarrel in a churchyard, No. LXXIII., and the father of an illegitimate child, No. LXXII., above. He was now in Flanders, "upon a displeasure," but he returned, and died in 1575, leaving a son, Robert Brandling, who was High Sheriff of Northumberland in 1617. William was Sir Robert Brandling's nephew, and eventually became his heir. See a pedigree of the family, in which the various relations mentioned in these depositions are set forth, SURTEES, vol. ii. p. 90.

† The Miracle Plays or Mysteries performed by the different trade companies of Newcastle on Corpus Christi Day. V. Brand's Newcastle, II. p. 369.

brother Thomas wold comme agayn to dwell in England; and that his son William was verey untowardes.

He saithe he, this examine, Mr. Hodgeson (as he remembrethe,) George Hely, George Dent, and William Ryddell, were then present at the openinge of the cownting house doore.

Billes and obligacions of debts were locked in a cascat, in whiche were the keis of a stele chist where his money laye; and the evidences of his landes and other wrytinges of weght were in a chist in the cowntinge house, and the rest in a cownter in the hall.

This examine, at diverse tymes byfore worshipfull and others of this towne of Newcastle, said that the wrytinge fownde in his cowntinge howse was not S^r Robert's last and perfyte wyll; for causses expressed by hym in his saings to the first article.

TO ADDITIONAL POSITIONS. The paper or will fownde in the said S^r Roberte cownting house was in diverse places stricken out with a pen and enterlyned, and many blankes therein or void places, insomoch that byfore they went into the cowntinge house, Mr. Hogeson asked if any of them did knowe of any will of S^r Roberte, and Mr. Helye said, "Alas! I fere me that we shall fynd none but a sorte of notes in papire, but not the thinge we looke for;" and that S^r Roberte had many tymes required hym and Benet Chertsye to come down to hym, to talke with hym on suche things, but they cam not, nor it was there hap so to doo. And at the openinge, fyndinge, and redinge of the same paper or will, the said Mr. Hogeson did saye thes or like wordes, "Now, wo is me, to see this daye, that so wyse a man shuld make suche an ende, for this is no will; but, if ye wol be conselled by me, ye shuld syt down togethers and make a will emongest you, and agre, and that shalbe most quietnes to you." And Mr. Hely said, "This can be no will, for the susters haithe as good righte in this as the brether haithe." And ther were then present Mr. Hodgeson, Mr. Wm. Dent, aldermen, and other byfore named —

Not so much void place as half a shete of paper, and that whiche was void was ruled with leade.

HENRY BRANDLYNG.

THE PERSONAL ANSWER OF MARGARET TAILOUR.

She knoweth of no will nor paper conteyninge the will of hir lait brother Sr Robert Brandlinge, but by heresaye onely. And she belevithe rather ther is none than any, for that Mr. Hely, soon after the departure of the same Sr Roberte, at the cownter of his hall house, said to hir that there was no will to be founde, but a paper nothing worth, which paper, as the said George Hely reaported to hir, was fownd in his cownting house; but she knoweth not how it was laid up or fownde, or whether ther be any other will.

THE PERSONAL ANSWER OF KATHERINE BYRTFELD.

She saith she cannot depose any thing at all but by here saye onely, and specially of Mr. Hely [of] Lameton, who said there was no will there, but a wrytinge dere of 2^d; and how it was laid or fownde she can not depose.

CLIX. THE WILL OF ROBERT EASBY, CURATE OF DENTON. [C. f. 203.]

Testes producti ex parte Sithe Stoddert, uxoris Thomæ Stoddert, super factione testamenti sive ultimæ voluntatis cujusdam Roberti Easby, clerici, patru sui, nuper de Denton defuncti, necnon producti ex parte Ciciliæ Mettcalfe, singloman. 1570, 10 Feb.

WILLIAM CARTHER, of Denton, husbandman, aged 72 years.

He saithe that the said Sythe he haith knowen 16 yeres, and Cicily Medcaf about thre or foure yeres last paste. He saith that, byfore mydsomer last past, the said Robert Easby, being then crased, maid a will in wrytinge, which one Cuthbert Blaxton wrotte frome the testator's mouth, in the presence of this examine, Richerd Jaxson, and Alexander Teuerd, which the testator sent fore; the contents whereoff was that tyme that he gave to Cicilie Metcalf a reidd cowe, Nicholes Easby a blake cowe, a byll staffe and a chair; and to John Roddham a bee hyve, a byble to the church of Denton, and certain bokes to

John Lampton; at what tyme he maid the said Sithe and the aforesaid Cicily Metcalffe his executrices. Examined what legacye he, the said testator, gave in money the said Cicilye, he saith none at all at that tyme, as he remembrith of; and further concerning the contents of the said S^r Robert's will at the tyme here by hym predeposed he cannot say. Mary, he saith that, upon a Monday, a fortnett byfor Christenmas last past, the said S^r Robert, beinge sore crased, this examine went by chanch to se as he dyd, at what tyme he founde then with the said preist the said Sithe Stoddert, Cuthbert Stoddert, Jane Browne, and Elizabeth Browne, wedow; and this examine askyd hym as he dyd, and reasoned with hym a good whyle, and the said Robert talked holye and blithly to hym this examine. And at that tyme this deponent asked the said S^r Robert for his will, and he said that he knew nott wher yt was. And this examine said then to hym, "How will you then doo, who shal be dooers for you?" And he answered and said, "Who but Sythe Stoddert, and she to have all that he hadd, and to bring hym honestly furthe." And this examine said then to the said S^r Robert, "In your other will ye maid Cicily Metcalf a dooer for you, and gave hir a redd cove." To whome he answered and said that she shuld nether have cove nor calfe, bycause she left hym in his most misyrye. "Mary, I owe hir 30s.; that shall she have, and no more of my goods," and commandyd the said Sithe to back a boull of wheit and to gyve the same to the poore; and further concerninge his will he cannot depose. Examined whome he named or maid then his executores, he saith he named none at that tyme, but I will that Sith, articulate, shall have that he hadd, brynging hym honestly furth, and he might be buried at the crosse in the churche yarde of Denton.

Signum + W. CARTHER.

THE REBELLION OF 1569.

CLX. LIBEL AGAINST HEARERS OF MASS. [Dr. Swift's Book, f. 109 b.]

1. Imprimis, ponit et articulatur, that no other rite, ceremony, order, forme, or manner of celebrating the Lorde's Supper, openly or privily, or matins, evensong, administration of sacraments, or other open praier, or any other wise, is to be used or exercised in any cathedral or pareshe church or other place within this realme of England, Wales, or the marches of the same, or other the Quene's dominions, than is mencioned and set furthe in one boke called the Boke of Common Praier and Administracion of the Sacramentes and other Rites and Ceremonies in the Church of England, which boke is established by Acte of Parliament anno 1^o Elizabethæ, etc. Et ponit et articulatur de tali et tanto ordine et forma, libro, et Actu Parliamenti, qualis et quantus in eventu hujus litis comprobabitur.

2. Item, ponit et articulatur, that ther is no other open Praier or Devine Service tollerable in this realme, or ment in the said Act or other laws of the realme, for other to come unto or heare, ether in common churches or privy chappels or oratories, commonly called the Church Service, then that which is expressed, propounded, or affirmed in the article next before going, under paines ecclesiasticall and temporall, conteyned in the same Acte. Et ponit, etc.

3. Item, ponit et articulatur, that, by the same lawes of England, not only Masse, Mattens, Evensonge, and other superstitious Latin service devised of late years by the Bishop of Rome, enemy to the crowne of England, with all his usurped authority, is for moste juste causes utterly abolished, but also all bokes and ornaments perteyning to the same service is or ought to be diffaced, rent, and damned for ever. Et ponit, etc.

4. Item, ponit et articulatur, that one knewe all and singuler the premisses right well, and, in testefication that he allowed the Devine Service of the Church of England, and detested the superstitiouse Latin service and usurped poure of the Pope within this realme, he, in the late visitation of the Reverend Father in God, James, Bushop of Duresme, toke a corporall othe upon the Holy Evangelistes and subscribed his own hand, ready here to be shewed, in wiche acte he openly continewed exercesing the said Devine Service by the space of one, 2, 3, 4, 5, 6, 7, 8, 9, 10, and moo yeres nowe last past, and was in the Cathedrall or Parish Church of at Devine Service, in the morning and evening, the 30 daye of November, 1569, or the 1, 2, 3, 4, 5, 6, 7, 8, or 9th day of December, all, one, or some of those daies, times, and places. Et, etc.

5. Item, ponit et articulatur, that, notwithstandinge the premisses, the same A. B., beinge in the said churche, the monthes, yere, and daies afforesaid, did then and ther come unto, heare, and by his personall presence singing, loking, bowing, knocking, knelinge, or other reverent gesture and open deades and factes, assist, allowe, and maynteyne one Mes John Robson, Robert Person, John Pereson, William Holmes, prestes, saying or singinge masse, and did him selve singe mattens, evensonge, procession after crosses, and receive holy bread and holy water, and other rites and ceremonies, in other forme, order, manner, and language then is in the boke by the lawes afforesaid mentioned, or by his corporall othe or actuall subscription confirmed, in contempt of God, his owne soule, and lawes afforesaid, and offenc and evell example of Christen people. Et ponit, etc.

The said Tho. Har. also false and erronyouse against God and the church and doctrine preached ther by one William Holm . . . in the pulpet, and alloweing the same, did therupon knell downe and receive absolution under the Pope's name, in derogation of the auncient jurisdiction of the crowne of England over all estates in the lande; any other lawe, statute, privileg, liberty, or provision made, had, or suffred to the contrary, notwithstanding.*

* The libel being of a general character, this paragraph stands in the margin, re-

6. Item, ponit et articulatur, that the said are notorious favourers of superstitious Latin service, and have so declared themselves.

7. Item, ponit et articulatur, that, by Acte of Parliament afforesaid, all and singuler bishopes, and other their officers, exercising ecclesiasticall jurisdiction, as well in place exempt as not exempt, within their dioces, are registred by the Quene's Majestie; and have full power and authority not only to enquire in their visitations, sinodes, or els wher, within their jurisdictions, of all and every thing and thinges done, committed, or perpetrated, contrary to the same lawes, but also to reforme, correcte, and punishe, by censures of the churche, all and singuler persons offending within the limites of their jurisdiction. Et ponit.

8. Item, ponit et articulatur, that the said is of the parishe of

CLXI. LIBEL AGAINST ERECTERS OF ALTARS AND HOLY-WATER VATS. [Swift's Book, f. 110 b.]

In Dei nomine, Amen. 1. Imprimis, ponit et articulatur, that, by the lawes and doctrine of the Churche of England, the masse is abrogated, as an idolatry and superstition, devised by the bishope of Rome, to the gret decay of the trewe honour of God and discomforthe to the professours of the truthe of Christe's religion.

2. Item, ponit et articulatur, that, by the Quene's Majestie Injunctions, all alters ought by the Curates and Churchwardens of every pareshe quietly to be taken down and utterly destroyed, as monumentes of idolatrye and superstition; so that no memorye of the same do remayne in walles, glas windowes, or els wher, within any churche or house within this realme.

3. Item, ponit et articulatur, that, according to the same lawes and injunctions, the masse and alters was lawfully abolished, taken downe, and uterly destroyed in the Cathedral or parish

ferring perhaps to the peculiar cases of those who were present when Holmes was preaching his sermon in the cathedral.

Church of A. and so continewed down and destroyed by the space of 1, 2, 3, 4, 5, 6, 7, 8, 9, ten or moe yers.

4. Item, ponit et articulatur, that one _____, about Sainte Andrewe day last past, anno 1569, by the instigation of the devell, open contempt of the Quene's Majestie procedinges, and notoriousse maynteininge of popishe service, did, with diverse others of like evell disposed persons, rebelliously and unlawfully erecte and set up one alter, or holy water fatt, in the parish church of _____, procuring, commanding, and mayneteyning _____, or therat did worke as a mason, by hewing and layinge of stones and murter, or thereat did worke as a laborer, in carying stone, lyme, sand, or other stufte, for the erecting and buylding of the same alter, or did hid the alterston or hollywater fat, etc.

5. Item, ponit et articulatur, that the said A. B. be open and notoriousse favorer of popishe and abrogated service, and in buyldinge and laboring therat, thei shewed them selves cherefull and forward, commending the rebelliousse authors and devisers therof, and speaking ther and els wher openly, in derogation of the Quene's lawes, or favourers of her procedinges, in destroying them and other superstitiousse rites and ceremonies, colored under the name of old religion. Et ponit, etc.

CLXII. LIBEL AGAINST HEARERS OF MASS. [Swift's Book, f. 111.]

In Dei nomine Amen. Etc. 1. In primis, ponit et articulatur, that, by the lawes of this realme there is one uniforme order, fourme, and maner of Common Praier and administration of the Sacramentes and other rites and ceremonies in the Church of England, and none other, or otherwise, to be used, herd, or comen unto of any subjecte, in any Cathedrall, parish church, or chappels, or oratories, within the Quene's Majestie's dominions. Et ponit, etc.

2. Item, ponit et articulatur, that, by the same lawes of England, not only masse, matens, evensong, private confession, procession, hallowing of water, bread, and other superstitiousse

latin service etc., devised of late yers by the bishop of Rome, auncient enemy to the crown of England, with all his usurped authority, for most just causes is utterly abolished, but also all bokes and ornaments belonging the same service is, or ought to be, diffaced and rent, and especially all alters, holywater stones, and beades, as monumentes of idolatry and superstition, so that no memory of the same do remayne in walls, pavements, or els wher, within any churche or house within this realme.

3. Item, ponit et articulatur, that one A. B. knewe all and singuler the premisses right well, and practised, allowed, used, and sawe them observed or abrogated in his parishe and dioces of Durham, and all the realme, by the space of 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 or mo yeres accordinglie.

4. Item, ponit et articulatur, that the said A. B., about St Andrew last past, or before fourteen day of December 1569, by the instigation of the divell, open contempte of the Quene's Majestie's godly proceedings, and notoriouse maynteyninge of superstitious latin service, with diverse other evell disposed persons, whose names he knoweth, with him, did unlawfully erecte and set up, or cause to be erected and set up, one alter and holie water stone, as commander, principall workeman, or laborer of the same, by hewing and laying of stones, caredg of stone, lyme, sand, mortar, and also in the same monthes and yere came to masse, matens, evensong, procession, and like idolatrous service, therat knelling, bowing, knocking,* and shewing such like reverent gesture, used praying on beades, confession or shriving to a prest, toke holy water and holye breade; and did also then and ther heare false and erroneouse doctrine against God and the churche of England preached by one W. Holmes in the pulpit,† and, subjecting him selve to the same doctryne, and to the Pope, did, among other like wicked people knowen to him, knell down and receved absolution under pope Pius name, in latin; falsely terming this Godly estate of England to be a schisme or heresy; in blasphemy and dishonour of Christe's religion and derogation of the ancient jurisdiction of

* Beating the breast with the right hand, in token of contrition.

† *In the margin.* Hide the alter stones and holiwater stones—Destroyed bokes and table—Received the communion under one kinde at masse.

the crowne and lawes of England, by open factes and wordes, not only allowing and doing the premisses in his own person, but also abetting, counselling, maynteyning, and threatening others to the same wicked, idolatrouse, and popish service, rites, and ceremonies, speaking and doing all he cold against the church service and religion of England lawfully established and the favourers and professours thereof, to the perell and damnation of his own soule and slander of God and christen people.

5. Item, ponit et articulatur, that the said A. B., by reason of the premisses, is a stubborn and rebellious hinderer of Gode's word and Christe's religion and the Quene's proceedings, and a notorious favorer of idolatry, superstition, and popish latin service.

CLXIII. LIBEL AGAINST BURNERS OF CHURCH BOOKS.

[Swift's Book. f. 111.]

1. In Dei nomine, Amen. Imprimis, ponit et articulatur, that, by the lawes of England and the Quene's Majesties Injunctions, all Churchwardens of every parish and chappell ought to provide and safely to kepe one boke of the whole Bible of the largest volume, one boke of Common Prayer, two bokes of Homelies, and all other church Bokes, to the use of the parish, etc.

2. Item, ponit et articulatur, that the Churchwardens aforesaid, by lawes and ordinances aforesaid, ought to take down and utterly to destroy all althers, as monuments of idolatry and superstition, so that no memory of them do remayne in walles, pavements, or els, within any church or house within this realme. Et ponit.

3. Item, ponit et articulatur, that one Robert Gilson and William Merley was churchwardens of the parishe or chappell of St Giles in Durham at Martenmas last past, and so continually till Christmas then next, and afterwarde and before; at which fest of Martinmas, and before, by the space of one, 2, 3, 4, 5, 6, 7, 8, 9, or ten yers, ther was in the church aforesaid one Bible, Boke of Common Praier, Th' Apology, Holmelees,

etc., and also the alter was then and ther utterly distroied. Et ponit.

4. Item, ponit et articulatur, that the said Robert Gilson and William Merley, and other churchwardens and parishioners of St Giles, not havinge the feare of God before their eies, and by instigation of the devele, contrary to their dewtyes, the 30 day of November, 1, 2, 3, 4, 5, 6, 7, 8, 9, or tenth day of December, 1569, not only set up certen alters in the place afore-said, but also burne, teare, and utterly destroy the Holy Bible, the Apology, Homelees, Boke of Praier, etc., in despite of God, the Quene majestie's lawes, and damnation of their own soules, and to the most pestilent example of all Christian people.

5. Item, ponit et articulatur, that, by meanes of the premisses, the said partieꝝ be open and notoriouse favorers of popish religion, and enimies and hinderers of God's word and Christe's holy religion, as established by godly lawes in this Realme.

CLXIV. LIBEL AGAINST THOSE WHO PLEADED THAT THEY HAD BEEN SUFFICIENTLY CORRECTED BY THE DEAN OF DURHAM. [Swift's Book f. 111, b.]

In Dei nomine, Amen. In causa quadam correctionis coram vobis, venerabili viro, Domini Episcopi Dunelmensis Vicario in spiritualibus generali et officiali principali, inter Thomam Warke, unum inter alios promotorem seu informatorem officii vestri, actorem ex una, et Thomam Harison, Johannem Bromelley, Milonem White, cæterosque clericos ecclesiæ Cathedralis Dunelmensis, reos, parte ex altera, vertitur et pendet indecisa, pars dicti Thomæ Werke, ad corroborandum materiam per se exhibitam, reorumque allegationes refutandum, totalemque eorum intentionem, omnibus melioribus modis via et juris forma, quibus de jure poterit aut potest, dicit allegat et in his scriptis conjunctim et divisim in jure proponit et articulatur, prout sequitur :

1. In primis, ponit et articulatur, quod, inspectis personibus responsionibus dictorum Thomæ, Johannis et Milonis,

cæterorumque clericorum, iidem Thomas, Johannes et Milo, cæterique clerici, rite et legitime confessi sunt crimina et delicta contra ipsos objecta, et eorum quisque per se confessus est, prout ex responsionibus eorum apparet, ad quas pars ista se refert, et vos, domine Judex.

2. Item, ponit et articulatur, that the said parties have not bene corrected by the dewe course of the Quene's ecclesiasticall lawes, when thei, at the receite of the Holy Communion upon Easter day last, in singing at masse and latin service, first, because that confession made at the Communion appeareth to be done ether by the authority of the curat then ministringe, who may deteyne all notoriouse offenders from the Communion, except thei openly declare them selves to repent, or els willingly beside order and lawe as may appeare to this court by the same confession here to be shewed. And, albeit the defendantes depose that M^r Deane appointed them to make that confession, wich this plentiff denyethe (for that it is not to be shewed by the same writing), yet the said M^r Deane did never judicially procede against the parties as it becometh any judge, but privately dealt with them; neither is M^r Deane any competent Judge in that matter; first, because the Cathedral Church have no other jurisdiction over the ministers and clerkes ther then is given by the Statutes thereof, made by King Philip and Quene Mary, by wich statutes the late latin service is not condemned, but commaunded to be done, and therefore not punishable by them; secondly, nether jurisdiction, nor any other thing, is by King geven to Mr. Dean alone, without the Chapter, nor by lawe can be, thei both together being one body polytique, and by civell imagination one selve person. Besides that, if the Dean and Chapter have any jurisdiction besides the execution of their collegiat statutes, the same jurisdiction is wholly given and committed to one M^r Stevenson by the Dean and Chapter, and therefore doth not remayne yet in M^r Deane to be executed. Lasteley, the said clerkes have not, nor can not, shewe any leter testimoniall, under any autentical seale, of their said correction, according to the tenor of the Acte of Parliament.

Item, ponit et articulatur, that the said parties for the said

offences be not pardoned by the Quene's majesties fre pardon, lately geven to rebels, treasers, and conspirators, that levied warre here against her graces lawes; first, because the Quene's majestie by proclamation wheron the same pardon is only grounded, graunteth and geveth only fre pardon of life, considering their late horrible conspiracies, treasons, and rebellions practised and prosecuted against her majesties person in the north parties, I mean for the faultes and not for the time nor place wherin diverse other enormities was committed against any other law, as more appeareth by the Proclamation here to be shewed, for it is not treason, conseracie, or rebellion in lawe to sing latin service or to refuse religion. Secondly, albeit the Quene's majestie's Commissioners have geven the said parties a tickett or warrant under their handes, which ticket speaketh generally of offences done of late in rebellion, yet thei can not nor meane not to extend their commission beyonde the said Proclamation, seeing they name no saying or singing of latin service in the same ticket, and pardonyng, being against the lawe of justice, ought not to be expounded more against the lawe then the wordes do expressly beare. Neither is ther any suche pardon by Acte of Parliament to be shewed wiche pardoneth all faultes, gret and small, criminall and civill, ecclesiasticall and temporall, against the Quene and the party also, albeit that all of faultes and offences that can be committed be against some lawe and the Prince imperiall. Thirdly, because ecclesiasticall Judges in other dioces do procede against enormities committed in time of the late rebellion. Fourthly, because the parties aforesaid can shewe nether their pardon under the gret seale, nor can bring the Commissioners handes to declare that such offences be mente to be pardoned, but rather it is to be proved that thei ment more straitely to binde all pardoned men to obey lawes ecclesiasticall and to be corrected accordingly, as may appeare by the tenor of the othe here to be shewed.

DURHAM
CATHEDRALCLXV. THE PERSONAL ANSWER OF GEORGE CLIFFE,
19 Aprilis, 1570. [C 168, b.]

MR. GEORGE CLIFFE, one of the prebendaries in the Cathedral Church of Durham, aged 57 years.

He saith, that article he believeth to be trewe, viz., that ther is one order of divine service established by parliament, in the Church of England to be observed, and no other.

He saith, that, by the lawes of the Realme, both Latten service and the auctoritie of the bushop of Rome, and all bookes and ornaments belonging the same, ar obbolished.

He saith that, towching his knowledge in the premisses, his ooth, subscription, continuanc, and exercise of the same, in forme articulate, is trewe, and he, the said George Cliff, was in the Cathedral Church of Durham on St Androo day, beinge the 30th of November, in the morning, at such service as was then and their doon, and he also was upon the Saterdag next after, as he remembreth, at the evensonge, in his habit, being the third day of December, and the Sunday then next after, beinge the 4th day of December, at the time of morning praier lykwaies, in the queir, in his habit.

He saith, that, beinge in the said church, the 30th day of November, one Robert Peirson, preist, songe masse at the hye alter, at which masse he this examine was present in the queir, and hard him synge masse, but he dyd not singe at ytt nor loke at the elevation; and satt still in his stall and bowed nott nor knoked ne kneilde, nor used any other open facte or reve-rende jesture. And on Saturdaye, the said thirde day of December, he, this examine, was at evensonge in Latten, and at singing of the anthem caulde *Gaude, Virgo Christopara*, upon the said sonndaye at night, as he had bein ther at mattyns byfore in the morninge. And further he saith that, on the same Sunday, the pulpit stonding by the cloke, and he, this examine, sittinge in Th. Gibson stall, behind the Lady Bowlton aulter,* and, by reason that the preise of people was very great, he hard his voce, but understode not one sentenc of that which was saide by the preacher. And, as for absolucion, he harde of

* An altar of the Virgin Mary in the transept, endowed with the great tithes of the chapelry of Bolton, in the parish of Edlingham, in Northumberland.

none at that tyme to * afterward ; for, when the people kneled down to take absolucion, he thought the preacher had bein bydding praiers. He receyved no hallibread nor halliwater, nor used no other rite or ceremonye ; for he, this examine, was aither redinge of his testament or holdinge talke with one or another.

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He saith that he was nether willinge nor earnest to follow or here the said service, nor to receyve the Poop's absolucion, whereoff he knew nott ; and, as for bokes or ornaments, he knewe not where they had them, nor what worde † of them.

GEORGE CLIFFE. †

CLXVI. THE PERSONAL ANSWER OF OLIVER ASHE. [C.
169, b.]

OLIVER ASHE, curate in the church of St. Giles, in Durham, aged 41 years.

He saith he was in the cathedrall church of Durham on a Sunday or hollyday, but what other certain day of the moneth of December yt was this examine remembrith nott.

He saith that coming to the cathedrall church aforesaid, to speake with Mr. Hoomes about sainge of service in the churche of St. Giells, who answered hym, that, for so moch as this examine had bein a religious man, § he coulde not absolve hym, sainge that he, this deponent, was excommunicat, and so shulde be for hym, the said Holmes, unto he had further auctoritie. And, at this examine comming to the said Cathedral Church, the said Holmes was at the hynder end of his sermond, but he could not well hear or understande hym ; and, after that, the said Holmes went to masse, and when the sacringe bell range this examine loked toward the priest, but he could not decern the elevacion ; whereupon he loked up to Mr. Bromley, || then in the loft over the queir door, and smiled at hym.

* Until.

† Became.

‡ Brought up as a monk of Durham, and ordained an acolite by Bishop Tunstall in Durham Cathedral, on the last day of March, 1532. Conformed, and became Prebendary of the twelfth stall in Durham Cathedral, in 1558. Vicar of Billingham in 1560. Deposed in 1565. Rector of Elwick in 1562. Rector of Brancepath from 1571 to 1584. Again Vicar of Billingham.

§ Originally a professed brother of a religious house, and not merely a secular clergyman, although now acting in that capacity.

|| John Brymley, the organist, who was himself personally examined. See hereafter.

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Examined of the ministracion of the Holly Communion, at Easter last, he saith that he ministred the bread and wyn to dyvers his parishioners, in their mowthes, and not in their hands, bycause they wold not take yt into their hands.

OLIVERE ASSHE.

CLXVII. THE PERSONAL ANSWER OF WILLIAM SMITH,
MINOR CANON. 22 Aprilis, 1570. [C. 170.]

DOMINUS WILLIAM SMITH, one of the Minor Canons in the Cathedral Church of Durham, aged 54 years.

He saith that he, this examine, was at 4 masses songe in the Cathedral Church articulate, in the daies and moneth aforesaid; wheroff he remembreth well that William Hoolmes, Sir John Peirson, and (*blank*) Robson, dyd synge at thre off them, at the *Sanctus* and *Agnus*, bowinge and knelinge then and their, as other dyd; and once dyd minister and serve at the aulter, as an assistante to the preieste, to serve bread and wyne, and answer him at the aulter; and helpt to singe matens and evensonge, and went after the cross in procession with *Ora pro nobis*, and, havinge a Processioner delyvered to him by Th. Mathew, the chanter, he, this examine, maid holly water onc or twyss at the south church doore; but what as is become of the said boke or the Graill and Antiphoner or the holly waiter fatt, he cannot depose, nor knoweth any of them, by vertue of his oothe.

And he saithe that, upon a Sunday in the morninge, a woman, whose name he knows not, cam to this examine and brought hym a peic of whyte bread to make hallibred off, att whose request he consecratt ytt. Also he hard W^m Holmes preach in the pulpitt, commendinge the old estayt, and fyndinge fault with the newe, and did there absolve his herers in latten, whereoff this examine was one, but the forme of wordes he cannott resyt. He saith, further, that, at the mocion and persuasion of S^r John Peirson, this examine, havinge a lettre frome the said S^r John Peirson, went to Standrop, the fryday byfor the rebells went frome Durham, to the said W^l Hoolmes,

who besyd the letter of Sr John Peirson's was hartly moved, upon their submission, to reconcile them from the sisme; every man acknowledging his stait of lyffe for 11 year last past privatly and secretlye dyd promese that they wold nott turne off the same, whereoff this examinat is hartly sory, as he confessed of hym selfe openly in the court this day, submitting hym self to the correction of his Ordinary.

He saith that at that tyme he was content and willing to doo the things by hym herin confessed, beinge a simple man and easye to be seduced. As for books or any ornaments he saith, upon his ooth, he knoweth not wher they ar or from whence they came.

WYLL'M SMYTH.

CLXVIII. THE PERSONAL ANSWER OF ROBERT HUTCHESON.
[C. 170, b.]

ROBERT HUTCHESON, of the city of Durham, sklaytor, aged about 26 years.

He saith he belyvith, *etc.*, praing God that he, this examine, never se the masse again, which shalbe his praier durhinge his lyff.

He saith that all aulters aught to be utterlye distrued, and no mension of them to remaine.

He saith that he, this examine, helpt to sett up 2 aulters in the said Cathedral church, about the tyme articulate, at comandement of Mr. Cuthbert Nevell, which sent for Henry Younger and this examine to the castell, and kept them ther in one dongeon, by cause they refused to deale or meddle with settinge up of any aulters, and, for that he threatened them still to continew ther, the said Robert and Henry did at last consent to his commandment; and so dyd, the morrowe after and the next day, togyther gett both the alter stones, the one on Mr. Swyfft backsyd * and the other was hedd in the century garth under moch mettall.† Examined who shewed this examine

* Mr. Swyft was Prebendary of the first stall in the Cathedral.

† Rubbish of earth or stones. The word is still in common use.

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and his fellow to the said stones, he saith the said Henry had this deponent into the said century garth, wher the ston articulate was hyd. Examined what help or other workeman was laboringe with this deponent and the said Henry, at the said aulters, he saith, John Olyver, Thomas Johnson, Anthony Ranson, Robert Bawmor, Richard Johnson, Jenkyn Waill, Martyn Underwood, Anthony Garstell, George Smirthwatt and John Yonger, all which helpte by ther labour at the wyndowes * rowlinge and lyffting to bringe the said 2 stones into the church. Examined, wher the lyme was gotten that they used for the settinge up the said aulters, he saith, in the church, by the meane of the priest of Branspeth, which caused the doors to be broken up, to this examine knowled, † the which priest was the overseer off all their working, furst and last, to the aulters was finished; one of them being the hygh alter in the queir and the other alter sett besyde the cloke: and that the said Olyver and Jenkin Waill fett water and the lyme this examine and his fellow Henry Younger used. And, as for the hallywater fatts, this examine cannott tell howe they wer browght, or by whome, into the said church. Marye, this deponent, comminge into the church, and seinge men of the town lyfftinge at the said stones, to place them, he this examine helped theme also to lyfft at the said hally water fatts next the great church door; but for the mens names that lyffted at them byfore this examine came to helpe he cannot depose: savinge that many of them was soldyers, and ther was neither lyme nor sand occupied about the said fatts; nor wher the said fatts was hid, byfore they were brought furthe, he this examine cannot depose.

He saith that his, this examines, labour at the said aulters was not cheirfull but sore his defendinge and against his will, yf he culd have mendyd hym selfe; and further, upon his oothe, he never spake or hard any of the above named rejois or speak, at any tyme, such words as articulate, or any thinge against the Quene's majesties lawes or the favorers of them—

* Windlass.

† Knowledge

he gatt no waidges for his labour—leavinge the names of all his said workfellowes in writinge *Apud Acta* in a litle peac of paper. DURHAM
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Signum + ROBERTI HUTCHESON.

CLXIX. THE PERSONAL ANSWER OF JOHN OLIVER. [C.
171, b.]

JOHN OLYVER, of the city of Durham, laborer, alias rooddman, aged 50 years.

He saith that by the lawes of the realme the masse was not to be allowed, nor is to the honor of God, for he, this examinee, likes better of this English service then the old Latten servic.

He thinks the second article to be trew and the contents ther of. He saith by the spaice and tyme articulate their was nether mass or alters in the said church, which he thinks was taken away by God and the Queene's lawes.

He saith that, about the tyme articulate, this examinee was a labourer under Henry Younger and Robert Hutcheson, at the setting up of two alters in the Cathedral Church articulate, and examined who sett hym a work he saith this examinee was a watchman at the jauell yaitts * and frome thenc comandyd by Mr. Cuth. Nevell upon pain and hanging to labor with the said Henry and Robert for Mr. Cuth. and Sir Robert Peirson knew this examinee to have been a workman and a laborer at Brancepeith. Examined where the alterstones wer gotten, for the bygger of them, which was at the hye alter, concordat cum Roberto Hutcheson, and for thother, nescit deponere. Examined of the names of them which wrought with this examinee as laborers, water berers, or carier of stoones, or hewing with levors, he knoweth nott the names of any of them : he saith the said Henry and Robert Hutcheson prentesses was 2 of them, but he knoweth not ther names. Examined how many day he wrought with the said Henry and Robert, he saith three days. Examined of the

* The gaol gates ; a gateway built by Bishops Skirlaw and Langley, which served as the prison of the county.

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paiment of his waidges, he saith that he, nor no of them, to his knowledg, at* any waidges, although promessed them to be honestly paid, saving that one Nan Bently and Hutcheson maidd helpt to cary lyme and sand, and as for the hollywater fatt this examine can nott depose of the fynding of them, or the settinge up of them, and further to that article he cannot depose.

He saith, by his othe, he wrought that work againste his will; utterly denyng that he ever spoke or said at that tyme any thing against the Quene's proceedings or any favorers thereof, or praised or commendyd Mr. Nevill, or them that sett hym to that labor, and other waies he can not say to that article.

Signum + JOHANNIS OLYVER.

CLXX. THE PERSONAL ANSWER OF HENRY YOUNGER.

[C. 172, b.]

HENRY YOUNGER, of Durham, sklaitor, aged 36 years.

He saith that, about the tyme articulate, this examine was commandyd by Mr. Cuthbert Nevill and one Holmes, Mr. Gray and the priest of Branspeth, to sett up fyve alters, whereoff two alters this deponent help to sett up; but for the hollywater fatts he, this examine, sett up none of them, nor was not in the towne at setting up of them, for, by cause he had no mony for his labors at the said alter, he, this deponent, gatt him away to Eggiscliff to his mother's and ther taried; sainge all the labor that he dyd concerninge the said alters was sore against hys will, and was in prison fast in the castell two day and one night, and soore thretyned hym, or ever he consentyd to sett up or labor for the said alter stone, which was then hedd in the earth. Examined what mo laborers was with this examine, he saith Robert Hutchinson, the ruddman, Jenkin Wail, Thomas Johnson, and no more, that he can remember. And as for heringe of masse, usage of beads, taking of hallywater, and hally waiter, † he used nor hard none, nor at Holmes' sermond. +

* Had or received.

† Ita.

CLXXI. THE PERSONAL ANSWER OF JOHN WAILL.
[C. 172, b.]

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JOHN WAILL, of Durham, laborer, aged 40 years.

He saith he was at the setting up upon the high alter, in the Cathedral Church, with Hutcheson and others, as a laborer, saying also that he toke halliwater at the great church door, but who maid it or sett up the stone he canott depose; and was at 2 masses there, but he was not at the sermond, nor used no beads.

He is sory for his falts, and desierith God and the Quene's Majestie to forgyve hym.*

Signum + JOHANNIS WAILL.

CLXXII. THE PERSONAL ANSWER OF SIR WILLIAM
BLENKINSOPP, PRIEST, ONE OF THE MINOR CANONS IN
THE CATHEDRAL CHURCH OF DURHAM. [C. 176.]

WILLIAM BLENKINSOP, aged 65 years.

He saith that (the first) article is trewe, and all the contents therein; for this examinate haith redd the said Acte of Parliament whereupon the said article is growndyd.

He saith that he thinks that article (the third) also to be trewe, for the things therein expressed ar abolished by lawe.

He saith that he knewe all and singular the premisses right well, and toke the ooth articulate befor the bushop off Durham, and setto his hand in the sayd lorde's Visitacion, contynuing and exercising the same by the yeres articulate, and he was in the said Cathedral Church, as he remembrith, the last day of November, and 8 or 10 dayes in December.

He saith that, beinge in the said church the dayes, tymes, and monethes aforesaid, as he remembrith upon St. Androo

* The punishment inflicted by the court upon this person and upon Henry Younger, Robert Hutchinson, and John Olyver, the three preceding culprits, was as follows:—
"1570. 5 Maii. Judex injunxit eis penitentiam in vestibus lineis, in facie ecclesie sue parochialis, nudatis pedibus et capite, unica vice, et ad certificandum infra xx dies in scriptis."—*Contemporary Act Book of Court*, f. 201.

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daye, one Robert Peirson said masse at the hye aulter in the said Cathedral Church, and within the quier ther; whereatt this examine was present, emongest others, and th'Erle of Northumberland, coming to Durham the satterday next after, one William Holmes preached in the same Church on the Sonday the morrow next after, in which his sermond this examine harde the said Holmes speake expressedly againste the stait of Religion established here in England by the lawes of this realme, and commending the laitt servic that was abolyshed, and afterward, affirming that he had auctoritie to reconsyle men to the Church of Roome, willyd all, that was disposed to be reconsyled, to kneill doon; whereupon he pronounced a forme absolucionis in Latten, in the name of Christ and bushop Pius of Roome; emongest which sorte that kneiled this examine was oon. And he saith further that he, this examine, Thomas Mathew, John Browne, William Smithe and Richard Banckus, petticannons, at the persuasion of Sir John Peirson, who tolde them that they coulde not onlye enjoye no lyvinge, nor doo any servic, but also shulde be spoyled and perchance have a worse torne except they were reconsyled, they went altogyther to Standrope, with a lettre of Sir John Peirson's in their byhalfe, to William Holmes, being then at the said Standrope, cominge from the Church ther; and, after they had comoned with hym, and professed themselves to that stayt which he caulde catholicall, and refused th'other cauld sismaticall, he, the said Holmes, was content to admitt them as decons to minister in the Church, but not to selebrat. And, comyng home frome thence, he, this examine, helpt to sing mattens, evensonge, and other service in the queir 4 or 5 days to gythers, and went in procession twise or thrise, emongest others, after the Crosse, within the said Cathedrall church.

He saith he was a faulter and a favorer, as far as he haith her confessed, and his hartly sorye for the same.

He graunts that (the seventh) article also to be trew.

WILLIAM BLENKYNCOPE.

CLXXIII. THE PERSONAL ANSWER OF RICHARD BANCKUS, DURHAM
CATHEDRAL
PRIEST. [C. 176, b.]

RICHARD BANCKUS, priest, another of the minor canons, aged 63 years.

Super 1^o, 2^{do}, et 3^o articulis, concordat cum Willielmo Blenkinsop.

Super 4^{to}, he saith that he knew the premisses well, and haith used to say and singe servic according to the lawes of the realme theis 10 or 11 yere, within dioces of Durham and Yorke, but he haith not bifore the bushope off Durham aither subscribed by his hand writinge or taken the corporall ooth articulate, save only byfor doctor Sands and others, the Quene's visytors; and he saith further that he was in and about the said Cathedrall Church about the latter ende of November, and the daies articulate in December.

Super 5^{to} articulo, he saith, that, in the monethes, days, and Cathedral Church abovsайд he remembrith that he, this examine, was present in the quere ther, and helpt to sing thre masses, viz., Sir John Peirson, William Holmes, and a tall priest that he knew nott, using such gestur as men commonly use to doo at masse. And one tyme, by the commandement of Thomas Mathew, the chaunter in the said queir, this deponent went and helped th' said Holmes masse; and help also to singe mattens, masse, evensonge, and procession after the crosse, saing that he, this examine, was at the sermond that the said Holmes maid in the said Cathedral Church; but ther was such a multitude of people at the same that this examine could not her one worde he said. And, as touchinge his absolucion or reconsiliacion he receyvd off the said Holmes at Standrop, he agreith in all points with the aforesaid William Blenkinsop.

Super sexto, he saith he cannott but graunt to his owne offences; but he is sory for the same, for it was against his will all he dyd and for feir of his lyffe. And as for the bookes, mass clothes, hallywater stones, he cannott depose of them, nor knoweth wher any of them ar.

Super septimo fatetur esse verum.

RICHARD BANCKUS.

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CLXXIV. THE PERSONAL ANSWER OF ROLAND
BLENKINSOP. [C. 177.]

ROLAND BLENKINSOP, priest, another of the minor canons, aged 69 years.

Super 4^{to} articulo, he saith that article &c. is trewe.

Super 5^{to}, he saith, that, in the monethes, yere, and dayes articulat, he saith he was at thre severall masses, and helpt to sing at them in the said Cathedral Church, and used such gesture as men doith commonly that herith masse, naminge Holmes articulate and Sir Robert Peirson that songe the said masses; and that he also helpt to sing mattens and evensonge thre or 4 dayes, but he went not after the procession, nor songe at anthem. He also came into the church when Holmes was in preaching, with his surpess on, and when he could nott come neir for preis, he, this examine, went into the queire and sett down in his stall ther, and hard nothings that he, the said Holmes, said in his sermond, nor dyd se the people submett themselves to his, the said Holmes', absolucion; but he toke holly water ofte tymes, but no holly bread.

Super sexto he saith, and confessith, that he haith said and doon contrary the Quene's Majestie procedings, and is hartly sory for the same; saing yt was soor against his will, and was forsed by the commandement of my Lord of Northumberland to come to the church and doo all that he dyd; but as for the books articulate he, this examine, cannott thereupon depose, nor knoweth wher any of the said books ar.

Super 7^{mo}, fatetur verum.

Super 8^{vo}, fatetur, etc.

ROLAND BLENCKYNSOP.

CLXXV. THE PERSONAL ANSWER OF WILLIAM WATSON.*

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[C. 177, b.]

WILLIAM WATSON, chaplain of St. Mary Magdalen, aged 60 years.

Super 1^o, 2^{do}, and 3^o, he knowith them most certainly so to be.

Super 4^{to}, he saith and confessith that article also to be threwe.

Super 5^{to}, he saith, in the place and tyme abovesaid, he, this examine, was in the quere at 2 sundry tymes, and saw masse, but neither said or song at one or other of them; and once he went about emongest the people at a parte of the procession, but neither said or song at ytt; saing that he, this examine, was amonge many other the tyme that Holmes preached, but he culde not here what he said for the preas of people ther, and was ther when the people kneild doon, which this examine toke to be a praier, but tof afterward he knew that not to have been any benediction or absolucion from the Pope; saying that he toke hollywater as other dyd.

Super sexto he saith that he is sorrye for that he haith doon, according to this confession in the premises, and never intendith to doo the lyk again by God's grace.

Sup. septimo et 8^{vo} fatetur, &c.

WILL'M WATSON.

CLXXVI. THE PERSONAL ANSWER OF JOHN BAXTER.

[C. 178.]

JOHANNES BAXTER, capellanus, Rector Ecclesiæ parochialis de South Balye, ætatis lxxiiij annorum, juratus, &c. †

* Probably the William Watson, *alias* Wylom, who held the office of sub-prior, prior's chaplain, and keeper of the shrine of St. Cuthbert at the Dissolution, in 1540.

† Until.

‡ This heading of the Deposition is given as it stands in the book. It has been already stated that the others are presented to the reader in a translated form. Baxter held his Rectory of the South Bailey by the presentation of the Earl of Westmoreland; and we cannot be surprised when we find him espousing the cause of his patron. He was buried in his church 15 Aug. 1570.

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Super 1^o, 2^{do}, 3^o, and 4^{to}, articulis examinatus concordat cum domino Willielmo Watson.

Super 5^{to}, dicit, that he, this examine, was at 2 masses in the cathedral church, viz., Sir Robert Peirson masse and Sir John, and was present when the said Holmes articulate preached and gave the absolucion to the people, and kneilld downe emongest other: and after warde, by the mocion of Sir John Peirson, came to the said Holmes, in the said Peirson chamber, wher this examine was of the said Holmes recon-syled at the last; and that was by the commandment of Mr. Cuthbert Nevill, sayinge that he toke hollywater at the surch [church] door as other dyd.

Super sexto, he knoweth not of any books or ornaments belonging to the masse, or any part of latten service; and is hartly sory for this his offence conteyned in the premises that he haith doon.

Super 7^{mo}, fatetur, &c.

Super 8^{vo}, credit de creditis, &c.

JOHN BAXTER.

CLXXVII. THE PERSONAL ANSWER OF JOHN BRIMLEY.
[C. 184, b.]

JOHN BRIMLEY, master of the choristers in the Cathedral Church of Durham, aged 67 years.

He belyveth that there is no other servic than that which is sett furth by Acte of Parlyment.

He belyvith that no subject ought to owne to any other servic but that which is allowed by the lawes of this realme.

He saith that masse, mattyns, and evensonge, the bushop of Rome auctoritie, bookes and ornaments perteyning unto the same service, ar by the law abrogatyd.

That he knewe the premises articulate, toke the oothe and used the same things articulate by the spaic of the yeres within named.

He saith that, in the monethes, yere, and daies articulate, he remembrith well that he was twice att masse when Robert

Peirson, William Homes, songe the same within the said Cathedral Church; but he songe nott hym self at them, but played at orgaines, and dyd dyvers tymes help to singe salvaes at mattynes and even songe; and plaid on the organes, and went in procession, as other dyd, after the Crosse. He hard a peic also of William Holmes sermon, wherin hē spoke moch in commendacion of the Pope; but other things he, this examine, cannot remember, save only that he badd men knell doon upon their kneis to be reconseyld, emongest which this examine knelde also as other dyd. He receyved hollywater, but no holly breid, to his wyttinge.

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He said that all the premises that he this examine hath doon he is sory for the same, and that he dyd yt by compulcion; sainge further that he knoweth not what is woorde of the graill that he commonly used for the teachinge of the children.

Ad positiones additionales, he saith, at the tyme articulate, he instructyd the choristers in such things as they dyd in the Quere, perteninge to service at that tyme, but not since nor byfore.

That the priests that songe masse required this examine and others to sett forward the servic, which thei rather dyd by commandement of Mr. Cuthbert Nevil and the Erle of Northumberlande.

He saith that he haith not bein attaintyd or correctyd for his offenc, herein confessed, but he trustith that he is pardoned by the Quenes Majesties fre pardon.

JOHNE BRYMLEY.*

* Master of choristers and organist from 1557 till 1576, in which latter year he died, and was buried in the Galilee of the Cathedral, beneath a stone thus inscribed, and still remaining:—

“ John Brimleis body here doth ly,
 Who praysed God with hand and voice;
 By music's heavenly harmonie
 Dull myndes he maid in God rejoice.
 His soul into the Heavens is lyft,
 To prayse Him still that gave the gyft.”

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CLXXVIII. THE PERSONAL ANSWER OF WILLIAM SYME.
[C. 185.]

WILLIAM SYME, one of the lay clerks or singingmen (unus clericorum) in the Cathedral Church of Durham, aged about 40 years.

He saith that he was in the Cathedral Church in the yere, moneth, and days articulate, and, beinge ther, he hard and sawe to his remembrance thre masses songe in the Cathedral church articulate, viz. Sir Robert Peirson's one, and William Holmes' twyse, and used such gesture as other dyd, and certain tyme dyd help to sing mattens, evensong, anthemes and procession after the Crosse. He saith that he hard a peic of William Holmes' sermond preiched by hym, wherein he spoke against the religinge now placed in this realm, and commendyd the Pop and his religion, and hard hym, the said William Holmes, gyve his blessinge in latten with his hand, all the people knelinge doon, emong whom this examine kneiled as other dyd. He red one lesson, but he receyved neither holly bread or holly water.

He saith he dyd the offences byfore by hym commyttyd, but takes God to recorde that was against his myend, and he is sory for the same: and as for the booke and ornaments he saith he knew not from whence they came, or what worde of them.

He saith that he thinks the bushop articulate haith auctoritie to correcte.

Super positionibus additionalibus.—He haith not had to do with the teaching of any the queristers thes 4 yeres now last past.

He saith he offerd not hym self to do any thing off the premises, but toke his place and dyd as other dyd.

He saith he haith not been attaynted or convict or corrected upon his offenc, but he hopith that the Quene majestie haith gyven hym free pardon.

WILL'M SYM.

CLXXIX. THE PERSONAL ANSWER OF JOHN CLARK.
[C. 185, b.]

JOHN CLARK, another of the lay clerks or singing men (alios clericorum) there, aged 43 years.

He saith that, in the monthe, yere, and dayes articulate, he was dyvers tymes in the morning and evening, and being ther he sawe 2 masses, the one said by William Holmes and the other by John Robson, priest, wheras he helped to singe and doo as use was byfore tyme ther, and 2 or 3 daies by tymes helped to sing evensong and mattens and anthomes, and went twice in procession thorow the Cathedral Church after the crosse. As for holly bread and holly water he receyved non, nor knoweth what is become of the holly stone or the graills and antiphoners, which he supposith came out of the revestrye. He also herd William Holmes preich once, who, after he had spoken moch against the religion now established in England, and also much in commendacion of the religion browght frome Rome,—wished and charged ech man to acknowledge his former faultes in falling to the schisme frome the Catholic religion, as he termed yt; and thereupon openly reconsyled and absolved, in the Pope's name, all the herers ther, emongest which this examine was one, and ther present.

He is sory for the things doon and by hym confessed.

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CLXXX. THE PERSONAL ANSWER OF THOMAS HARRISON.
[C. 186.]

THOMAS HARRISON, another of the lay clerks in the said Cathedral Church, aged 39 years.

He saith that he was at the masses by Robert Peirson, William Holmes, and John Robson, and songe at two off them, as other the clerks dyd; and dyd se Robson' masse articulate afar off, using such gestir at them as other dyd, saving he never helpt to syng at mating or evensong, but was twyse at procession after the Crose, and sang at two or three anthemes. He hard

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also a part of the said Holmes' sermon, wherein he spoke against religion now receyved, and praised the Pop and catholick religion, as he termed ytt: and therupon he pronounced the Pop's blessing in latten to so many as was penitent, kneeling upon ther kneis, this examine also kneeling doon amongst other: and the same Holmes termed this estayt of England to be erroneous and sismaticall. He receyved neither holly bread nor holly water.

He saith that he haith not, by lettres or otherwais, been willinge to sett forward the popish religion, or willing to receyve the Pop's absolucion, nor a favorer of such rites.

He dyd not enstrucke the singingmen or the queristers to lern the servic that rebellion sett up.

He saith that one, whom he now cannot remembre, asked Sir John Peirson about the queir door whither the masse shulde be said or sung, and he said Mr. Nevill's pleasour was that yt shuld be song.

He saith that he never moved Hudson nor thretned hym at any tyme.

He saith he is not attaintyd, but he belyvith that he haith bein lawfullye corrected by Mr. Deane of Durham, and pardoned by the Quene's Majestie.

THOM'S HERRESON.

CLXXXI. THE PERSONAL ANSWER OF MILES WHITE.

[C. 186, b.]

MILES WHITE, another of the lay clerks in the said Cathedral Church, aged about 30 years.

He saith that, in the monethes, yere, and daies articulate, he, this examine, was at thre or 4 masses don in the said church by the persons articulate, doing and exhibiting such reverences as other dyd; and also dyd hym self singe at mattens, evenson, anthomes, and procession after the Crose, as other dyd certain tymes; he also hard William Holmes speaking and preiching aganst the servic and religion of this realme, commending the other; and after that he had exortyd the

herers to declyne from this dangerous estait they weir in, and also had willyd them that were not willinge to submitt them selves to the Catholik religion, as he caulde it, to depart thence; and then they that dyd submitt them selves to kneill doon and take absolucion at his hands, which he pronuncide in the Pope Pius' name over the knelers, wheroff this examine was one; and whither the things doon and commytyd by him, this examine, was against the lawe of this realme he referrith hym self to the said lawe.

He saith the things by hym confessed he this deponent is sori for; and, as for the books articulate or the ornaments, he knoweth not wher any of them ar.

He saith he was never attantyde, as is articulate; but he thinks that he was correctyd by Mr. Dean concernyng the premisses, and he belyvith certainly that all his offenses heretofore by hym confessed ys pardoned by the Quene's majestie's free pardon.

MYLES WHYTE.

CLXXXII. ADDITIONAL POSITIONS AGAINST THOMAS
HARRISON. [Swift's Book, f. 110.]

Positiones additionales et articulos sequentes in quadam causa correctionis et reformationis inter Thomam Wark, unum inter alios informatorem officii vestri, ex una, et Thomam Harison, clericum ecclesie Cathredralis Christi et beatæ Mariæ virginis Dunelmensis ex altera, mota et pendente, idem Thomas Wark contra eundem Thomam Harison dat, facit, proponit, et exhibet.

1. Dicit that Robert Pereson, prest, as he was making him selve ready towerd masse, being asked of the quire, whether thei shold helpe to singe masse and other service being unreaconciled, [said] that all that were reconsiled in hert shold so do, wherupon, among others, the said Thomas Herison did open facte shewe him selve willing to helpe to singe the masse, matens, and evensong, lessons, procession, and other service.

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Imprimis, addendo dicit, that the said Thomas Harison, by the space of diverse daies, before and after ther was any masse, matens, or other service done in the Cathedral Church of Durham, did provide, or at the least occupy, certen unlawfull bokes, as well privately as in the scholes, instructing the clerkes and queristers to say and sing the same abrogated service, and in saing and singing the same afterward did shewe him selve willing, busy, and forward, as it is before articulated. Et ponit, etc.

Item ponit, that the said Thomas H., to avoide the due correction for the premisses, did, the 17th day of Apr. instant, on the Place Grene, among others exhort, move, or threaten 'the said Richard Hudson, promotour, to cease and give over his accusation and information of his offences.

Item ponit, that the said Thomas Harrison hath not, according to the statute, bene lawfully convicted by the lawes of this realme, or otherwise by order of the Quene's ecclesiasticall lawes corrected or pardoned for the premises.

CLXXXIII. THE PERSONAL ANSWER OF THOMAS
KNIGHTON. [C. 187.]

THOMAS KNIGHTON, another of the lay Clerks in the cathedral Church aforesaid, aged 56 years.

He saith that, in the yere, monethes, and some of the daies articulate, he this examine was personally present in the said Cathedral Church, wher he dyd se thre or 4 masses said and doone by the priests and persons articulate; and at dyvers tymes songe at mattyns, eavonsonge, masse, and antymes, and also at the procession after the Crosse, as other his fellowes dyd. He took hollye waiter, but no holly breade, at any man's hand, that he can remember. Also he saith that he sawe Holmes, articulate, in the pulpett, but could not, nor dyd, her what he said, for the greate thronge of people, and came furthe of the queir in that very moment tyme that the people was knelinge doon. And thereupon he, this examine, kneled

downe among them, but he culd not her what the preicher said then to them that knelyd, he had so smal a voice. And this examinate came not in the throng of them, and other waies to this article he cannot depose.

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He saith that he was never any earneste setter forward of the popish religion, or moche favord the same, but abhorde rather many of the supersticions belonging therto; sainge that the premisses and faulte byfor by hym this examinate commytted was moch against his will; and for the books articulate he can neither depose wher thei ar, nor howe they came to the queir, but out of the revestry, to his knowledge.

He haith not considered upon the 7th article, but he thinks the contents thereof wer trew, yf the Quene's pardon and Mr Deane's punnishment had not bein execut, for and concerning the said offences commytted and confessed as is abovesaid.

He saith that he was never convictyd nor attantyd, but he belyvith that he is punished and correctyd.

THO. KNIGHTON.

CLXXXIV. THE PERSONAL ANSWER OF THOMAS GIBSON.

[C. 187, b.]

THOMAS GIBSON, one of the aforesaid lay clerks in the said Cathedral Church, aged 53 years.

He saith that, in the place, yere, moneth, and dayes aforesaid, he remembrith well that he was twice at masse in the Queire, wheroff he is certain that William Holmes dyd the one. He saith that he loked at ytt, knelyd and used other reverend gestur therto, and all against his good wyll; and dyd also hym self as one of the clerks of the quier sing mattens, evensonge, anthems, and procession certaine dayes after the crosse. He was also at part of William Holmes' sermond, wherin he perceyved how he declared that they had bein ledd out of the catholick faith of the church, and kneild downe amonge other when the said William Holmes blessed the people with his hand, and as he toke yt gave absolucion. He toke holly water also, and holly bread, and further he cannott depose, saing further that when

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ther was no servic in the said Cathedral church by the spaic of 8 days, he, this examine, and Richard Bell moved Sir William Hardinge to provide bookes and begin service according to the Quene's lawes, as they dyd, wherefore they were all soore blamed.

That for the things by hym committed he is right sory, and knoweth not what is worde of the books articulate.

He saith he haith not been convictyd nor attentyd, but he was correctyd by Mr. Dean, and hopith that he is pardoned.

By me, THOMAS GYBSON.

CLXXXV. THE PERSONAL ANSWER OF RICHARD BELL.

[C. 188.]

RICHARD BELL, another of the said lay clerks in the said Cathedral Church.

He saith that he was in the said church, the yere, monethes, and daies articulate, and hard and sawe thre or 4 of the masses of the priest articulate, and used gesture therto as others dyd, for tyme cause enspeciall, but against his good will, and help to singe at some of thoise masse, and also songe att mattyns, evonsong, anthems, and procession after the crosse, emonge other his fellowes. He neither toke holly bread or holly water, but he was at Holmes' preichinge, which, to this examine's remembranc, declared that the servic established by the Quene's highnes in this realme was a schisme and hericy, and not the trewe servic of God, commending the latten service set furth by the bishop of Rome to be the trewe servic of God. The which preicher gaive absolucion to the people, knelinge upon ther knees, in the name of Pope Pius; emongest which this examine knelyd, as other dyd; and other waies to this article he cannot depose.

He saith that he was not a notorious favorer at any tyme, as is articulate. Mary, he confessith that he haith ben an offender, as appeirith by this his examination, and is sory therfor, for so moch as yt was moch against his will.

Thinketh that the 7th article wer trewe, yf the Dean had not punished hym, and the Quene's highnes pardoned hym. DURHAM
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He saith that he was never attaynted, but corrected and pardoned. RYCHARD BELL.

CLXXXVI. THE PERSONAL ANSWER OF GEORGE CUTHBERT. [C. 188, b.]

GEORGE CUTHBERT, another of the aforesaid lay clerks in the said Cathedral Church.

He saith that he, this examine, was in church the yere, moneth, and the daies articulate, and hard and saw many of the masses done in the queir by the persons articulate, to the nombre of four or fyve, said and songe; and also emongest other his fellowes he songe att dyvers of the said masses, and helpt all to sing mattins, evonsonge, and anthems, and also procession after the cross, as other dyd; he toke neither holly bred nor hollywater, but he sawe William Holmes, articulate, in the pulpett, but he hard nothings what he said or trectyd upon, for the great prease of the people, unto he came to the praier, when he praied for Pope Pius the fyfte, in whose name he gave absolucion in latten, the people knelinge downe all that tyme upon ther knewes, emongest which examine kneilde as other dyd.

Super positionibus additionalibus.—He saith that he, this examine, came to Robert Peirson, articulate, being redye to go to masse, and said to hym, "Do you masse this?" And he, the said Robert, said, "Ye." And then this deponent asked hym whether yt shulde be song or said, who answered that Mr. Nevill's commandement was yt shuld be songe.

He saith that he was never convictyd or attantydyd, but correctyd by Mr. Deane, and pardoned by the Quene's majestie, as he belyvith.

GEORGE CUTHBERT.

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CLXXXVII. THE PERSONAL ANSWER OF THOMAS FAWELL.*

THOMAS FAWELL, aged 47, dicit that, yere, daies, and monethes libellat, he hard 3 masses in place aforesaid, song or said by Robert Pereson, William Holmes, and Sir John Pereson, lóking at them or toward them, as men use to do. He song at those masses, as all the quier did, and also song at matins, evensong, antems, and procession about the churche certen times. He hard W. Holmes preache against religion nowe established, calling it a schisme, and, persuading the herers from it, offred to absolve them and to reconcile them to the Pope; which he did in certen latin wordes unknown to this examine, blessing them with his hand, as this examine and thei all knelled downe, for he bad them departe which wold not be reconsiled and the other to knele. He toke also, one day, holy water at John Robson's hand, and holy breade at Sir Thomas Matthewe's handes.

CLXXXVIII. THE PERSONAL ANSWER OF WILLIAM HARDINGE. [C. 189.]

WILLIAM HARDINGE, one of the Minor Canons in the Cathedral Church aforesaid.

He saith that, in the yere, monthes, and certen of the daies articulate, this examine was in the queir within the said church at such tyme as William Holmes song mass, and was twyse at mattens and once at evensonge; but he neither said nor songe at any theis tymes that he was present in the queir: saing further that, yff Cuthbert Nevill hym selff had not reviled hym byfore, sainge he was of wicked lering [so], and also 2 soldgiors came to his, this examine's, chamber, and commandyd hym to come to the church, or ells yt wolde be worse with hym, he had nott commed ther at all. He was not at Holmes' sermond, nor war reconsiled privilye or openly, but refused yt bothe to

* On the back of a letter inserted between C. 188 b and 189.

Homes and Peirson articulate, nor he dyd not receive holly bred or holly bred [*so*], nor knoweth not from whenc any books or ornaments cam, or what worde of them, ac aliter nescit deponere. DURHAM
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W. HARDINGE.*

CLXXXIX. TESTES PRODUCTI ADVERSUS DOMINUM JOHAN-
NEM BROWNE, UNUM MINORUM CANONICORUM IN ECCLESIA
CATHEDRALI DUNELMENSIS, AC ETIAM CURATUM SIVE
CAPELLANUM DE WYTTON GILBERT. [C. 191, b.]

RICHARD BANCKUS, one of the minor canons in the Cathedral Church of Durham, aged 63 years.

He saith that ther is no other service to be admit but that which is expressed in the Boke of Common Praier, set furth by the Quene's Majestie.

He saith that the things in the second article be by the lawes of this realme abrogat.

He saith that the said Sir John Browne knewe all and singular the premisses well enough, for he, this examine, haith bin one off his fellowes thes 4 yeres last past in the quier.

He saith that Sir John Browne, articulate, served daily in the queir, as this examine and other ther fellowes dyd, dyvers dayes at masse, mattyns, and evensong; and one tyme did assiste and minister to Holmes, sainge masse at the aluter; but he is not certain whither he went on procession or no; sainge further that the said John Brown went to Staindrop with this examine, and three moo of ther fellowes, where he, the said Sir John, was reconsyled with the other ther said fellowes, as is declared in ther examinacion thereupon heretofore, whereunto this examine referith hymself. Examined further,

* A Surrogate in the Consistory Court, and Vicar of Hart and Heighington. He lived till the year 1584, and by his will ordered his body to be buried in the church of Saint Oswald, near his father, bequeathing considerable property for the period to "Thomas Kingston, student at Cambridge." "To Janet God send us (*perhaps a foundling*) I give a caldron and a payre of tonges." His books were three volumes of Lyra, valued at 4s.; a volume of Augustine De Civitate Dei, 2s.; two books in folio, 12d.; thirty-four other books, one with another, 3s. 4d.

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whether he knowith that Sir John Brown shuld have confessed in the pulpit in Wytton Gilbert, that he hadd taught and ledd his parishioners the wrong way, by the space of xi yeres now last paste, wherof he repentyd, wysHINGE them to follow the same way that he dyd, which words this examine hard not, but by the common fame and reporte that this examine haith dyvers tymes hard thereof, which, upon conscience thereof, this examine belyvith veryly to be trewe.

R. B.

WILLIAM BLENKINSOP and WILLIAM SMITH, two other of the said minor canons, agree with Richard Bancus. [C. 192.]

CXC. THE PERSONAL ANSWER OF ELIZABETH WATSON.
[C. 200, b.]

ELIZABETH WATSON, wife of William Watson, 30 years.

She saith that, upon Saint Androo day last, this examine came up to the Cathedral Church to se the masse, but the throng of people was so moch that she culd nott, and so sett downe in the low end of the same church and said her praier. She hard no preiching, nor was shervon.* She saith she used hir beads.

She saith that when she sawe Mr. Swyfft's wyf suster wepe she said to hir, "The dyvell wepe with you," for the which words she, this examine, is hartly sorye.

CXCI. THE PERSONAL ANSWER OF AGNES NIXSON.
[C. 200, b.]

AGNES NIXSON, wife of Gilbert Nixson, of the city of Durham, cordiner, aged 50 years.

She saith that she was onc at masse in the cathedrall of Durham, and yt was by the commandyd of the officers. She was at no preachinge, nor toke holly bread or holly water, nor was shorven, but she used her beads. +

* Shreven.

She saith that she is sorye for the offences that she this examine haith maid, but she saith that she haith hir beads still, of currell, which she saith she occupyeth nott.

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Signum + AGNETIS NIXSON.

CXCII. THE PERSONAL ANSWER OF GILBERT NIXSON.

[C. 201.]

GILBERT NIXSON, of Durham, cordiner, aged 56 years.

He saith that he this examine was commanded by Robert Brandshaw, or Henry Farreles, to come to servic at the Cathedral Church, and after to heare further of the Earle's pleasur; at what tyme this examine so dyd come to the said church, and wold have sein the masse, wher ther was soch a prease of people that this deponent culd not come to the sight therof, but he hard them syng in the queir at ytt, sainge that he was at Holmes's preaching, which said we were out of the way, and that the old servic was the right waye, which the said Holmes then preiched of and commendyd, but he hard not his absolution. He saith that he used no beads, hard no mattens or evensong, but he toke holly wayter. He spoke nothing againste the Quene's majestie's religion or any that favored the same.

He saith that he is no favorer of the Pop's religion, nor hynderer of God's worde, or the Quene's proceedings, and is sory for that he had a mynde at the tym articulate to have hard masse.

Signum + GILBERTI NIXSON.

CXCIII. THE PERSONAL ANSWER OF RALPH STEVENSON.

[C. 201.]

RALPH STEVENSON, of Durham, currier, aged 52 years.

He saith that he was at Plomtre masse, in the collidge church, and was at Holmes' præichinge, but not at mattens nor evensong, and that the preicher spoke against the religion receyved, and commended the Pope and his religion. He toke

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absolucion of the said preicher, emongest the resydew of the people. He toke holly water, but no holly bred, nor was shreven. He saith he spoke nothing in dirogacion of the Quene's lawes, or any that favored them.

He sayth that he is nowe sorye for that he haith doon against the Quene's majestie's proceedings.

Signum + RADULPHI STEVENSON.

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LAS.

CXCIV. THE PERSONAL ANSWER OF WILLIAM HEADLHAM.

[C. 169.]

WILLIAM HEADLHAM, curate in the Church of St. Nicholas in Durham, aged 65.

—He dyd, in the Ordinarye's Visitacion, allowe the Church service by setting to his hand, and toke the oothe toching the Quene's supremecie, and exercised service accordingle by the time articulate, and was in the parish church of St. Nicoless in Durham the 10th day of Decembre, beinge Saterdag, and comming in to the queir he found Sir Robert Peirson sainge of masse; whereat he was not contentyd, and tarried not, but went his waies: and this examine was also in the same church, the Sunday next after, at the tymes of morning and eaven praier.

That he was at no other masse, in any place, nor otherwaies then he haith predeposed; and, as for the Sunday prearticulate, this examine said mattyns in Latten, and redd a peic of a lesson, and maid holly waiter and holly bread ther, and said evensonge also that night in Latten service; and on the Saterdag at night one William Holmes willed this examine to come to his chaimber on the Place Grein, and after moche persuasion he absolved this examine in Latten, by auctoritie, as he said, from Rowme; but the form of the words certainly he remembrith nott alltogether; restoring and reconsiling this examine to say service.

He saith that to doo the things he dyd he was not willinge, but perswadyd, and threatned to doo ytt. As for the boke he occupied and said servic, and mad hollywater by, he, this examine, tair yt in peices and burnte ytt.

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WYLL'M HEDLAM CLARKE.

OFFICIUM DOMINI contra Willielmum Headlham curatum ecclesie parochialis Divi Nicholai civitatis Dunelmensis. Ad comparendum, ut supra. *Act Book*, 18 Mar. 1569-70.

DIE horis et loco prædictis comparuerunt Thomas Pentland et Willielmus Headlham, presbiteri, qui temerarie reliquerunt officia sua in suis ecclesiis inofficiata tempore Paschæ ultimo elapsæ. Judex injunxit pœnitentiam dicto Thomæ ut culpam suam pronunciaret publice, in ecclesia sua parochiali, in crastinum, inter Divinorum solempnia, ac continuavit causam circa jura parochialia usque ad proximam synodum, monens eosdem ad tunc interessendum. *Act Book*, f. 191, 8 Ap. 1570.

CXCV. THE PERSONAL ANSWER OF HENRY HUTCHESON.*
[C. 194.]

HENRY HUTCHESON, of the city of Durham, shomaker, aged about 50.

He saith, that day that Hanc Fawcon† died this examine hard masse in St. Nicoles Church in Durham, wher his offic, being the segerston ther, moved hym at that tyme ther to be. He helpt also to buyld the autler in the said church, and he knoweth not that one James Croft bair any holly water through the parish, nor he this examine went not with the hand bell to byd any man come to saul masse and dirige, or to come to the masse at the lait tyme of rebellion.

Signum + HENRICI HUTCHESON.

* 1570. 18 Ap. Officium domini contra . . . Hutcheson parochie S. Nicholai Dunelm. super fabricatione altaris. *Act Book*.

† Hans Fawcon of the city of Durham, goldsmith, aged 70 years, was a witness in a quarrel between a man and his wife (C. fol. 98). "He haith seen and known in his contre, at Holston, under the Duke of Steids, soore punishment for them that put ther wyffe frome them at their owne will."

Hans Fawcon buried, Dec. 6th, 1569. *St. Nicholas Reg.*

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CXCVI. THE PERSONAL ANSWERS OF GEORGE FOSTER AND
JAMES NICOLL. [C. 194, b].

GEORGE FOSTER, apprentice of William Watson, aged 22 years.

He saith that he was at the setting up of the alter in the church of St. Nicoless in Duresm, with Henry Hutcheson and James Nicoll, and that he was at masse in the Cathedral church of Durham, saing that he never knew that James Croft or any other went about with anye hollywaitter.

GEORGE FOSTER.

JAMES NICOLL, of Durham, shomaker, aged 40 years.

He saith that at the pointment of Mr. Alderman he helpt up with the aluter, saing that he hard say that holly water shuld be caryed abowt the parysh ; but he cannot depose therof but by the voce of the people.

Signum + JACOBI NICOLL.

CXCVII. THE PERSONAL ANSWER OF ALICE WILKINSON.
[C. 200, b.]

ALICE WILKINSON, widow of Nicholas Wilkinson, aged 36 years.

She saith that, about the tyme articulate, she was once at masse, but who said she cannott tell ; but she willinglye used suche reverend jestur therunto. She saith that she occupied her gaudes as many thowsand dyd, but she hard no sermond nether at St. Nicholas, nor in the Cathedral church. She saith that she spoke nothing in dispraise of this religion receyved, nor in commendacion of the Pope's lawe.

She saith that she is sory for that she haith doon contrary the Quene's majestie's lawes.

Signum + ALICIE WILKINSON.

CXCVIII. THE PERSONAL ANSWER OF EDWARD STOUT.

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[C. 201, b.]

EDWARD STOUT, of Durham, cordiner, aged 50 years.

He saith he was at Holmes's preiching, but he culd nott judg what he said for thronge and preis of people ; but he went from thenc byfore the absolucion. He hard no mattens, evensong, or masse, in the tyme articulate, nor toke holly bred or holly water, nor was shreven. He spoke nothing against the religion receyved, or in commendation of the religion that is called the Pope's lawe.

Signum + EDWARD STOUT.

CXCIX. THE PERSONAL ANSWER OF MATTHEW RUTLEDGE.

[C. 201, b.]

MATTHEW RUTLEDGE, of the same, bucher, aged 44 years.

He saith at the time articulate he went to the church with Hans when he was buried, but he came away byfore the masse then began. He hard no masse in any where, toke no holly bread nor holly water, hard no mattens nor even song, nor was shreven.

Signum + MATH. RUTLES.

CC. THE PERSONAL ANSWER OF WILLIAM WATSON.

[C. 201, b.]

WILLIAM WATSON, parish clarke of St. Nicholas in Durham, aged 45 years.

He saith that, upon St. Androo day last byfore noon, he, this examinate, came to the Cathedral Church to receyv money of an obligacion ; and when they began servic he went away and came again at after noone concerning the same obligacion ; and at that tyme he hard the antem. song in the queir of the said cathedral church. Mary, 4 of the Erle's men fett this

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examine out of his own house to bury Hans Facon, for that he this deponent was the parish clarke; and being present in the church of St. Nicoles, Holmes the preicher asked thys examine whither he was reconsyled, or wold be or noo, and he expressly refused to be reconsyled, bycause he thought it was against his consciens and the Quene's lawes; yett he tarried masse ther, and helpt the said Holmes on with his mess clothes, saing, upon his oth, he dyd ytt for feir. He saith he bowed ther downe of his knees, but knocked nott, and he toke holly water; and for the reste of that article he denieth, sainge that he willed 2 boies, viz., Ja. Crofft and Nich. Grame, to goo abowte the parish with holly water.

WILL'M WATSON.

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CCI. THE PERSONAL ANSWER OF ROBERT GILSON, 28 April.

[C. 172.]

ROBERT GILSON, of Gilligait, in the county of Durham, surgeon, aged 46 years.

He saith that yt is trew that the churchwardens ought to provide a Bible, a Book of Common Praier, and other church books.

He saith that aulters ought to be distrued, as monuments off idolatry and superstitions, in all places.

He saith that he, this examine, and William Marley, haith bein churchwardons in St. Giell's parish, bitwixt Martlemas and Chirstemas, and yett, wher ther was a byble, a bock of common praier, long tyme before the said feast of Martlemas, and the aulters was taken downe also hyfor the said Martlemas.

He saith that the x day of September last, Robert Cornefurthe, clerk of St. Giells, cam to Wlm. Marley, this examine's fellow, and told hym that the clarks off St. Nicoless and St. Oswald's at Durham had bornt their church bookes; whereupon the said Marley cam to this examine, and tolde this

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examine what the said clarks had doon, willing hym to bringe furth thers, that they might bourne them also ; or ells ther houses wolde be ripped.* And then this deponent brought furthe the Bible and 2 Saulters, and Marley went to the Curat chamber, and brought out from thence the Apologye, the Boke of Common Praier and 2 Homilies, whereof this examine saved th'one of them, and so the said books was bornt byfore this examine's door by the said Marley and this deponent and 40 others ; but none of the said 40 aither praised their doings therein, or found fault therwith. And ther was water put in the stone, wherwith the folk sprinkelde themselves therwith. And they 2 also sett up one aluter, viz. the hye alter, upon 4 pillors ; and haith this day broken the same in many pieces, and ther holly water stone also. And was too sondrye tymes at masse in the cath. church, and also was at Wlm. Hoolmes sermond on the said church, and toke his absolucion under Pope Pius name, as other dyd.

He saith he wold be a favorer of God word, not of the Pop's religion.

ROBERT GYLSON.

CCII. THE PERSONAL ANSWER OF WILLIAM MERLEY.

[C. 172.]

WILLIAM MERLEY, laborer, aged 40 years.

He saith that he, this examine, comyng frome the merkett, Robert Cornefurthe, the clerke of St Giells, cam to this deponent, and told hym that ther was a strait commaundement commed for burninge the books and so furthe. Concerning the bookes and the burning of them he aggreith with Gilson, sainge further, by virtue of his ooth, that he wolde nott have burnt them but for feir of his lyffe. And touchinge the setting up of the awlter stone and the hallywaiter stone, and also the breaking and defacing of them, he agreeth with the said Gilson ; confessinge that he set upp the hallywater stone, sainge he, this deponent, hard one mess, and also harde the said Holmes preichinge, and toke his absolucion.

He saith that he knowledgith his fault and is sory for ytt.

Signum + WILLIELMI MERLEY.

* Ransacked.

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CCIII. THE PERSONAL ANSWER OF ROBERT CORNEFURTH.
[C. 183.]

ROBERT CORNEFURTH, of Gilligait, tanner, aged 46 years.

He saith he, this examine, was at Wl. Holmes masse, in the Cathedral Church of Durham, but he was nott at his sermond: he used no beads; he toke holly waiter in the said Cathedral Church, but not otherwhere: He was not at the makinge of the alter in his parish S^t Giells church, nor at the takinge downe of the same. And concerninge the books he saith that, as he went over the Place gren, the said Holmes and Mr. Nevill cauld this examine to them, and gave him commandement that he shuld chardge the churchwardens to borne their bookes. He saith that he hard yt reportyd that S^t Olyver maid holly waiter and holly bread, but whither he said any latten servic or no he cannott depose.

He saith that he dyd the offence byfor confessed againste his will, and is sory therefore. +

CCIV. CONFESSION. [Swift's Book, f. 112, b.]

Dearly beloved, whereas, by the lawes of this Realme, ther is a most pure order of serving God set furthe, to the gret avancement of Gode's glory, and singuler comforthe of all Christen people, we, not having the feare of God, or any lawe, before our eies, but by speciall mocion of the divell, among other late rebelliousse actes,* have, as it were fighting with God and all good order, most wickedly torne and destroyed diverse church bokes, madlye meaning therby to overthrowe the knowleg of God among men, and to bring horrible damnation upon our selves and all others; and nowe, wheras the Quene majestie hath given us life and our Ordinary occasion to amend our misdeds, we here declare our selves before you to be most hertely sory for our develishe doinges, most humbly desiring God to

* *Doinges* placed above, and *actes* underlined.

give us trewe repentance for our contemptes, negligences, and ignorances, against his Divine Majesty, whom specially and most greuously [we] have offended; we also desire the Quene's majestie, against whose godly procedinges we have unnaturally rebelled and trespassed, to forgeve us. And, wher as by our evill example we have given an occasion to do the like faultes, to the dishonour of God, the Quene's majestie's offence, and your slaunder, being your neighbours, we penitently require you, not only to let our punishment be an example for you all, to avoide the like enormity, but also to pray with us and for us, as Christ has taught us, that knoweth best all our necessities and miseries, saying, Our Father, &c.

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1570. 14 Apr. OFFICIUM DOMINI contra dominum Oliverum Eshe, presbiterum, curatum ecclesiæ parochialis Sancti Egidii Dunelm. Qui tunc et ibidem comparuit personaliter ac fatetur se tempore Paschali ultimo elapso ministrasse sacramentum et communionem Domini parochianis suis illicito pane, ac more vetito, contra jura hujus Regni Angliæ. (*Act Book*, f. 192.)

1570. 18 Apr. OFFICIUM DOMINI contra Robertum Gilson et Willielmum Marley parochiæ S. Egidii Dunelm. qui, legitime vocati per Johannem Brice apparitorem, comparuerunt, ac fatebantur quod igne cremaverunt, tempore rebellionis nuper commissæ, quosdam libros, ad ecclesiam parochialem prædictam pertinentes, unam Bibliam, Apologiam, ac Salterium Davidis. Judex monuit eosdem ad comparendum in diem veneris prox. (*Act Book*, f. 193.)

CCV. THE PERSONAL ANSWER OF WILLIAM WRIGHT, ONE OF THE CHURCHWARDENS IN THE CHURCH OF SAINT OSWALD'S, DURHAM. [C. 173].

DURHAM
St. OS-
WALD'S.

WILLIAM WRIGHT, of Elvett, tynker, aged 40 years.
He saith that ther is no other servic for any subject to use,

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or her, but that which is sett furth in the Quene's Majestie's Boke of Common Praier, nether in cathedral church, chappell, or any otherweer within this realme: and that all latten service, the bushop of Rome's auctoritye, books, beads, alters, and th'ornaments of the church, ought to be abolished and defaced, as superstitious things, tendyng to idolatrye.

He saith that he, this examine, and Robert Tedcastel commandyd Anth. Cootts and Robert Sklaitor to sett up one alter in the church of Saint Oswald's, at the commandement of Cuthbert Nevell and William Holmes, on the Place Grein, and the holly water stone wherein ther was holly waite, and men sprinkled the same upon them; but who maid holly water he cannott depose. He hard masse onc in the cathedral church, upon Saint Androo daye; he hard parte of the sermond that Holmes maid, and toke his absolucion, commendyd the old servic, and in dispraise of this service sett furth by the Quene's Majestie. He saith also that he, this examine, and Robert Tedcastell, and Th. Wilkinson brought doon the books to the bridge end, viz., a Bible, the Booke of the Comon Praier, the Appologe, the Homilies, all which was byrnt at the brig ende.

He saith that his fault by him confessed he doeth acknowledge, and ys sory for the same. +

CCVI. THE PERSONAL ANSWER OF ROBERT TEDCASTELL.

ROBERT TEDCASTELL, another of the churchwardens of the parish of Saint Oswald, tailyer, aged 40 years, agrees with the above William Wright in every point of his answer. +

CCVII. THE PERSONAL ANSWER OF ANTHONY COOTS.

[C. 173, b.]

ANTHONY COOTS, of Durham, sklaitor, aged 30 years.

He saith, that, about the tyme articulate, he and Robert Sklaitor, by the help of Priorman and Janet Maltbye, Sir

Walter sett up the alter stone in Elvet church, which was broken in thre and underlaid with a peic of tymber, by the comandement stratly gyven by William Wright, the churchwarden ther, in the Quene's Majestie's name, who was paid for ther work by Robert Tedcastell and the said Robert Sklaitor; and this examine toke downe the said aluter again. Examined upon the hallywater fatt, he saith it was hyd in a corner of the said church, covered with earth, which this examine sett up. He was onc at masse in the cathedral church, and hard Holmes preach, but what he said he cannott tell; ac ultra, &c.

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ST. OS-
WALD'S.

He saithe he is sory for his faulte, and asketh God mercy therfor. +

CCVIII. THE PERSONAL ANSWER OF ROBERT SKLAITOR.

[C. 173 b.]

ROBERT SKLAITOR, of Elvet, walker, aged 36 years.

Agreeing with Anthony Coots, he askeith God and the quene mercy and forgivenes, confessing his faults. +

CCIX. THE PERSONAL ANSWER OF SIMON AYER. [C. 196 b.]

SIMON AYER, of the vill of Shyncklyffe, one of the churchwardens of the Church of St. Oswald, in Durham, aged 40 years.

He saith that he, this examine, was not at the buildyng or setting up of the aluter articulate, nor at any tyme gave any consent or comandement for the makinge of the same, hiered no laborer, or paid any waidge to any person that wrought therat. Mary, he saith that, commyng by chanch into the church of St. Oswald's, the said Coots articulate and other laborers was lyfting up the hollywater ston, and he, this examine, gave them a lyfte at the same; but he toke no hollybred nor hollywater, nor hard any sermond aither in the collidge church of Durham or in the said St. Oswald Church, for he,

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ST. OS-
WALD'S.

this examine, was at tho tymes in the castell by the comandement of Mr. Cuthbert Nevill: sainge further, that he, this deponent, being at Sherborn house the first day that any masse was done in the cathedrall church of Durham, and was commandyd by Mr. Cuthbert Nevill to come to the said masse; and so this deponent dyd, amongst many other, but never hard any moo masses or church servic in latten all the tyme articulate.

Mary he saith, he, this examine, haith bein a faicter against his will in special comyng to the said masse, and also in helping to lift the holly water stone; for the which he is sory, and praieth for mercy and the Quene's Majestie's pardon.

SYMOUNT AYR.

[Act Book, f. 190.]

1569-70, 18 Mar. OFFICIUM DOMINI contra dominum Thomam Pentland, vicarium ecclesie parochialis Sancti Oswaldi, eo quod non celebravit divina in ecclesia sua parochiali die paschae ultimo elapso. Qui comparuit; quem iudex monuit ad interessendum in die sabbati proximo.

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ST. MARGARET'S.

CCX. THE PERSONAL ANSWER OF THOMAS WAYINMAN.

THOMAS WAYINMAN, of the Wharrell-hill, near Durham, yoman, aged 60 years.

Super 1^{mo}, 2^{do}, 3^o, ex. fatetur esse veros.

Super 4^{to}, he saith, that, about the feast of our Ladye's day last past, Thomas Richmond came to this examine's owne dwelling house, and required this deponent to leid one fother of stones to buyld one alter, and so at the last he dyd, for his payment 8*d.*, at the said Th. Richmond request; which also paid hym, this examine, the said 8*d.* He also occupied ten

gawdies or beids in the Church of Sanct Margaret's, wher the said Richmond promised this examine and others to have masse the morro next after, sainge that one of his neighbours gave this deponent one peic of hollybred; which he now remembred was his owne wyffe, and eat the same. He also helpt to lay up the aluter ston, and was present at one Holmes his sermond in the Cathedral Church of Durham; who said all church servic that was used in England was nott good, but herycie; saing, further, that they were nott wordye to her the worde of God unlesse they were reconsylt; and therupon all the people knelde downe, and being bairhed was absolved, and also hard masse ther the same daye.

Super 5^{to}, he submittith hymself to the lawes of th'realme, and is sory for his doinge in the premises, wherin he saith he must neids confes hym self a faulter. +

CCXI. THE PERSONAL ANSWER OF THOMAS RICHMOND,
ONE OF THE CHURCHWARDENS OF ST. MARGARET'S,
DURHAM. [C. 179.]

THOMAS RICHMOND, carpenter, aged 60 years.

Super 1^{mo}, 2^{do}, 3^o fatetur, &c.

Super 4^{to}, he saith that he, this examine, saith and confesseth that he procured one aluter to be maid and sett up in the church of St. Margaret's, and tok a through stone out of th' payment of the church floor, and gott lyme in the Cathedral church of Durham to use about the said alter, which this examine, and William Lasingby his man, brought frome thence of ther backs, and appointed Thomas Waynman to bring stones thereto, and Skorfeild to make the same; and further that he, this examine, was onc at masse in the said Cath. Church, but he was at no sermond, toke no beids, was not shreven, used no holliwatour nor holly bread. He saith that the hollywater ston also was sett up by this examine and Skorfeild, and by them also taken doon; sainge that both the said through stone and the hollywater stone ar boath in the said church undefaced; the hollywater ston turned doon in the belfray, and th'other layd downe wher the aluter was.

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Super 5^{to}, he confessith the premises in this his examinacion to be trewe, and done and comytted by this examine, upon the speciall commandement of Mr. Cuthbert Nevell, maid at the proclamacion, which he for feir obeyed, and not for any love of masse and mattens. +

CCXII. THE PERSONAL ANSWER OF JOHN SKORTFIELDE.
[C. 194, b.]

JOHN SKORTFEILD, of Durham, mayson, aged 40 years.

He saith he helpt Tho. Richmond and his man Lasonby, by the said Tho. commandement, to sett up the aluter in St. Margaret's church in Durham. He saith that he came to the Cathedral Church of Durham when the masse was, but he hard non, ther was such a concorsse of people bytwixt hym, this examine, and the preist. He helpt the said Th. up with the hollywater stone. +

WITTON
GILBERT.

CCXIII. THE EXAMINATION OF THOMAS HORNEBIE OF
WITTON GILBERT. [C. 189, b.]

He saithe that he, this examine, with diverse of the parishe, was in the chapell of Witton Gilbert of a sondaye or holie daye in December last past, at morning prayer, at what tyme he, this examine, herd Sir John Browne, curat ther, saye openlie to his parishioners after this sorte: "I haive thes eleven yeres taught you the wrong way in suche learning as is against my own soule and yours bothe, and I am sorie and aske God mercie therfore, and yow my parishoners, and do here renounce my leving before you all; and whersoever you meit me, in town or feld, taik me as a strainger and none of your curat."

Signum + THOMÆ HORNEBIE.

WITTON
GILBERT.CCXIV. THE EXAMINATION OF JOHN TOMPSON OF THE
SAME. [C. 189, b.]

Concordat cum præconteste suo, Thoma Hornebie, saving that the said Sir John Browne said, "when I was doing service here among yow I left furthe that unredd, or taught unto yow which I thought was not good, and took that which was good."

Signum + JOHANNIS TOMPSON.

CCXV. THE PERSONAL ANSWERS OF THE CHURCHWARDENS OF PYTTINGTON.
[C. 178, b.]

WILLIAM RAWLING, of Sherborn, husbandman, aged 58 years.

Super primo articulo dicit, that ther is no other servic allowable then is articulate, either to be said or harde.

Super 2^{do}, the things articulate ar abrogat by the lawes of this realme.

Super 3^o, he saith that he knewe all such as ar articulate to be abrogate by auctoritie aforesaid, within the parish church of Pyttington.

Super 4^{to}, he saith that, about the tyme articulate, he, this examine, Wylliam Wytfeild, Gilbert Dixon, John Grein, Edward Gillyrye, and Th. Scott, set up one alter in the Church of Pyttington, and the hallywater stoon also ther; and, also, the same daies, monethes, and yere articulate, this examine was at procession after the crose in the Cath. Church of Durham, and sawe the prest at masse ther, and thought they sawng out of twene. And as for beads, hallywater, or hally bred, he used none, nor hard Holmes his sermond, nor otherwaies dyd no speak against this relygion receyved, or against the popish doctrine that the rebells used. And as for the said alter and hallywater stone, this examine and Gilbert Dixson, articulate, toke

PITTINGTON them doon, and laid them wher byfore they had bein; the alter stone upon the kirk flore, wher now it is again, and the hallywater fatt in the bellhouse laid again, yett baith undefaced. And, as for ther bookes, John Wall, Anthony Hall, and one Laborne, destroyed them.

Super 5^{to}, he saith, that of truth he dyd the things by him confessed, and is sory for the same; sainge that the said Gilbert Dixon brought worde frome Christopher Morland upon such commandements as he had receyved from Mr. Cuthbert Nevill, upon payn of hanginge, to doo it, which this deponent and his fellowes dyd.

WYLLIAM RAWLEING.

CHRISTOFER WHITEFIELD, of the same, husbandman, aged about 40 years, agrees with Rawlinge. +

TH. SKOTT, parish clerk there, aged about 24 years, agrees with Rawlinge.

WLM. RAWLINGE.

THOMAS SKOTT.

CCXVI. THE PERSONAL ANSWER OF EDWARD GILLERY.
[C. 194.]

EDWARD GILLERY of Pyttington, cowper, aged 50 years.

He saith that, in tyme of the rebellion, this examine was in Kirke Pyttington towne, working with Christofer Morland, and upon occasion to stave the vicar cove, that one old wyf had the mylk of her, came where the churchwardens and one Hall and Wall of Durham was; at what tyme this deponent and Gilbert Dixon was hyered by the churchwardens to make up one alter; whereupon this examine so dyd, and received 4*d.* for his labour at the said churchwardens hands. He also helpt to sett up the holly water stone. Signum + ED. GILLERY.

CCXVII. THE PERSONAL ANSWER OF GILBERT DIXSON.
[C. 194.]

GILBERT DIXSON of Sherborn, husbandman, aged 40 years.

He saith he helpt to sett up the alter ther by the churchwar-^{PITTINGTON}dens' appointment, which paid hym his waidges, sainge also that he toke down both the aluter stone downe, which is hid in the quier, and the holly water stone hyd in the bell house.

Signum + GILBERTI DIXSON.

CCXVIII. THE PERSONAL ANSWER OF ELIZABETH RUTTER. ^{BRANCE-}
[C. 190, b.] ^{PATH.}

ELIZABETH RUTTER, wife of Henry Rutter, of Durham, puderer.

She saith that she was delyverd in Elvet, in the parish of Saint Oswald's in Durham, of a woman child, the 15th daye of November, being the morrow after the Rebells rose.

She saith that hir childe, being born the twesday articulate, yt lay in hir house unchristened from that day to the friday fortheneth next after; at which tyme one Agnes Pope the meddwyff, carried the said childe to Brancepeth, at the request of this examine, wher she belyvith yt was christened by the preist Sir Robert, the curat ther.

She saith that she beliveth that the holly sacrement of bapty m doith belonge to children, and she is not of the opinion of any anibaptism that holdith to the contrary.

Signum + ELIZ. RUTTER.

CCXIX. THE PERSONAL ANSWER OF HENRY RUTTER.
[C. 191.]

HENRY RUTTER, husband of the said Elizabeth, aged about 42 years.

He saith that he, this examine, was at home in Elvet, wher he dwellith, at the birth of his child articulate, which was borne upon a tewsday, the morrow after the Earles rose, and at that present tyme this examine was sent for to John Byers, to wait upon his lorde and master, the Earle of Westmerland, and

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to be with his lordship the morrow next after, being Weddens-day, at Darlington. Whereupon, by virtue of his oath, he saith that he dyd send worde to George Rutter, this examine's brother, to provide godfather and godmothers for the said childe; which, as this examine by report haith harde of the said Elizabeth his wyffe, and dame Paip, that the said Georg sent worde to the said Elizabeth that he wold christen the same hym self, yf he could [not] gytt a priest. And yt was also told this examine that Hew Freind's wyff promised to be the godmother theroff, ac ultra nescit deponere, for he rode forward with his said lord and master, but he thinks the child, by such report as cam to the examine at Burrowbridg, by John Garstall, that his said child was christened at Brancepith, at what certain day this examine cannott depose; but he is certain by John Garstall messyadge yt was christened within thre weiks after the birth therof. Examined by whom, he cannot depose, but by the reporte of John Garstall and the said myddwyff, which tolde this deponent that Sir Robert Peirson, curat ther, christened the said child, by my Lady Westmerland commandement, for that the child was weike and most lyke to dye. Examined whether the said childe was caried to the church of St. Oswald at any tyme, or that any of this deponent's freinds send or spoke with the vicar ther, to christen the said child, or no, he saith he cannot depose theroff, nor beliveth the resydew of that article to be trewe.

He beliveth the 5th article not to be trewe, for he this examine is not of the opynion that is articulate, for that he wold not have bein so carefull for the christening of the said his child, nor would have procured or sent to his said brother Robert Tedcastell, and Hewgh Freind's wyffe, to help to christen the same.

Signum H. R. HENRICI RUTTER.

CCXX. THE PERSONAL ANSWER OF JAMES LOCKYE.

[C. 190, b.]

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ST. AN-
DREW.

JAMES LOCKYE, of Bushop Awkland, sklaitor, aged 50 years.

He saith that, after William Sklaitor, of Eldon, had commed fyve or sex tymes to this examine to hyre hym to make up the alter in the church of Awkland, articulate, he saith, at the last, for feir of trouble at the comming home of the Earles, this examine maid and sett up the aluter, with the help of Symon Croft and Duffield, as laborers at labores at the same, in the presence of the said Sklaytor, which also helpt up with the same.

CCXXI. THE PERSONAL ANSWER OF SIMON CROFT.

[C. 190, b.]

SIMON CROFT, of Sowthkirk, near the said Awkland, tanner, aged 50 years.

He saith that William Sklaytor, articulate, hyerd this examine as a laborer to help up with the said alterston, at the which alter John Stevenson, Richard Chamber of Wyndleston, coming to the church with a corse, helpt up also with the said alterston.

CCXXII. THE PERSONAL ANSWER OF ROBERT DOWGHAT.

ROBERT DOWGHAT, of the Deanry, near South Kirk aforesaid, laborer, aged 46 years.

He saith that he, this examine, was desyred by the said James Lockye to helpe hym at the setting up of the said alter.

CCXXIII. THE PERSONAL ANSWER OF WILLIAM SKLAITOR.

[C. 190, b.]

WILLIAM SKLAITOR, of Eldon, one of the churchwardens of the said parish, husbandman, aged 60 years.

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He saith that he, this examine, and one Robert Cornefurth, of Biers Grein, commandyd the said Sklaitor to build the said alter; and that one John Lilborn of Shildon teir ther byble, distrewed the communion table, that the report that this examine haith hard; and that he, this examine, was present at the setting up of the hallywater stone, which stood loose and unlymed, and that the alterston was laid wher they, this examine and his fellowes, found ytt; and for the holly waterston, wher yt is nowe he cannot depose.

CCXXIV. THE PERSONAL ANSWER OF JOHN LILBORN.

[C. 193, b.]

JOHN LILBORN, of Childon, gentleman, aged 31 years,

He saith, and confesseth, that he, this examine, rent the byble in peices, being within the church of Saint Andrew Awkland, and is hartly sory therfor, and haith bought a new bible againe at his own chardg; and further toke 2 boords of the communion table at that instanc, and throw them under fott.

Signum + JOHANNIS LYLBORNE.

CCXXV. THE PERSONAL ANSWER OF RICHARD CHAUMBER.

RICHARD CHAUMBER, of Wyndleston, husbandman.

He denieth that he helpt up with the Aulter Stone, saing that he, being in his parish church, he hard Sir Edward the preist ther say openly in the pulpit that he hadd taught them with wronge. +

1570, 8 May. Judex monuit Sklaitor de Eldon ad interessendum et certificandum super mandatis judicis circa poenitentiam peragendum, ad solvendum foeda, and to breake the alterston and the hallywater fatt. *Act Book*, 204.

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CCXXVI. WILLIAM COOKE, of Bushop Aukland, laborer,
aged 40 years. [C. 193, b.]

He saith that, in the lait rebellion tyme, this examinate was in Saint Elyn Awkland Church, going towerd Staindrop, and ther he strove with other soldiers about the tering of the books articulate, wherof he this deponent tere part of them with his hands and teithe.

Signum + WILLIELMI COOKE.

CCXXVII. EXAMINATIO JOHANNIS BURNOP, VILLE HELENÆ
SANCTÆ AWCKLAND, PRODUCTI EX PARTE OFFICII CONTRA
JOHANNAM EDEN, UXOREM ROBERTI EDEN GENEROSI,
ÆTATIS 40 ANNORUM. [C. 203.]

Dicit that, 2 Sunday in Advent to his remembraunc, when was wont to be song in the church *Gaudete in Domino*, on Georg White, preist, cam into the church of St. Helen Awkland, wher he said mass, at whos procurement this examinate can not say; but streight, upon his commyng into the church, he went into the pulpit, wher, when he had preiched against the stait of religion established in this realme, he willed them to revert to the church of Roome; and therupon he red absolucion in the Pophis nayme to all the people, amongst which the sayd Mestres Eden was one then therẽ present, and hard the sayme sermon, and afterward hard the said Georg Whit say mass ther, at which the said Mestres Eden was present from the begynnyng to the endyng, sitting in the quere, usyng such reverend gestur as was commonly used at masse; but befor the said Sir Georg went to masse he receyved the said Mestres Eden into the church by the hand, as the custom was, and sprinkled holy water upon hyr, and so lykewyss when mass was doon the same Jane Eden receyved holy brede at his hand.

Signum + JOHANNIS BURNOPE.
ROB. SWIFT.

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CCXXVIII. THOMAS HODGSON, of Dageill, within the parish of St. Helen's, husbandman, aged 40 years. [C. 203, b.]
He cannot depose to the matter contained in that article (the 4th), for he, this examinee, kept the colle pit at Carterthorne both a month befor and a fortnyght after, and com not into the churche duryng the tyme aforesayd nor the towne.

Signum + THOMÆ HODGSON.

CCXXIX. RAIPHE HODGSON, of Tofthill, husbandman.

This examinee was at York with my L. Eury all the tyme that the Erles lay at Barnardcastell, at which tym the sayd Syr Georg Whyt sayd mass at Barnardcastell.

Signum + RADULPHI HODGSON.

CCXXX. RALPH PATONSON, of Awkland Saint Helene, husbandman, aged about 48 years.

He did see Sir George White in the churche of Saynte Helen Awkland, that Sondaye, where he said mass, and was in the pulpit; but what he said in the pulpit he can not tell; and Sir George Whyte maid that daye holy brede and holy water; and that Mastres Jayn Eden was in the quere of the said churche, and sit upon her kneis the masse tyme; but he neither did see her receve holy brede nor holy water, nor be churched.

CCXXXI. RICHARD DANYELL, of Wodhouses, yoman, aged about 30 years.

Respondet that, upon a Sonday in Advent last past, he cam into the churche of Saynt Helene Awkland, and fownde Sir George Whyte in the pulpit; at which tyme he herd him saye that the people had lyved wrong, and willed them to beleve in the masse; and further he can not remember of his sainges; and that Mastres Jayn Eden was in the churche that tyme, but whether she was churched then, or confessed, or toke any holye brede or holy water, he can not depose, for he did not see; but

he sawe Sir George White say masse that day, and Mastres Eden was in the quere ther, syttinge upon hir knes, in the tyme of the masse.

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RYCHARD DANNYELL.

CCXXXII. HENRY GARMONSWAYE, of West Awklande, husbandman, aged about 40 years.

He did see Sir Georg White in the churche the day articulate, and sawe him at masse and in the pulpit, where he herd hym saye that the people had ben ledde wronge, and this examinate was then present; but whether Mastres Eden was at the tyme he was in the pulpit he can not tell, for it was lait or she cam in, but she cam byfore masse was doon, and did sit in the quere, and there the preist made holy brede and holy water; and he woote not whether Mastres Eden toke any holy brede or holy water, and whether she was then churched or no he can not tell. +

CCXXXIII. EXAMINACIO LANCELOTI CARR, contra JANAM HOOTON, *alias* EDEN.

LANCELOT CARR, of West Awkland, yoman.

Sir George Whyte was that daye articulate in the churche of Saynt Helene Awkland, but by whois procurement he can not depose; and he did see the same Sir George Whyte mete Mastres Eden at the churche doore, and tooke hir by the hand, and cast holy water upon hir, but whether she hard his sermon or not he remembreth not; and, as he remembrithe, Sir George Whyte received Mastres Eden into the churche byfore that he said masse, wherent she was in the churche or in the quere.

+

CCXXXIV. THE PERSONAL ANSWER OF CUTHBERT GUBION, OF SEDGFIELD. [C. 180, b.]

CUTHBERT GUBION, of Sedgfeild, laborer, aged 72 years.

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Super 1^o, 2^o, et 3^o fatetur, &c.

Super 4^{to}, he saith that he hard not masse articulate, nor toke holly bred nor holly waiter, but he, this examine, helpt to cary off the parson stan and his lyme to buyld an aulter, which he was hired to do, and dyd, at the comandement of Roland Hixson, churchwarden; which alter was thruste downe by the Quene's soldgiers, and the stones and mortar caried out by Robert Walker, who also layd the aulter stone down, and coverd the same with earthe; and that the hollywater stone was, and is, hyd in the doonghill off William Clarke by Roland Hixson and the mayson, churchwardens: otherwaies to that article he cannott depose.

Super 5^{to}, he belyvith that article not to be trewe, but only to things by hym confessed. +

CCXXXV. THE PERSONAL ANSWER OF THOMAS RICHARDSON.

[C. 180, b.]

THOMAS RICHARDSON, de eadem, laborer, aged 60 years.

Super 1^o, 2^o, et 3^o, concordat cum Gubion.

Super 4^{to}, he saith and agrith with Gubion in all things, save onlye that this examine and Harborn was the cheiffe workmen, and Gubion, Walker, was the laborers; saing he hard nor saw mass, nor was present at the taking down of the said aulter; used no beads, nor tok hollywaiter or hollybred.

Super 5^{to}, concordat cum Gubion. +

CCXXXVI. THE PERSONAL ANSWER OF ROBERT WALKER.

[C. 181.]

ROBERT WALKER, of the same, laborer, of the age of 50 years.

Super 1^o, 2^o, et 3^o, fatetur, &c. esse vera.

Super 4^{to}, he saith that Gubion and this deponent was laborer at one alter that was buylded ther, and that Christofer Harborn and Thomas Richardson was the cheiff workmen; sainge that

the Quene's soldyjors cast down the alter ston, and this examine and his boy caried out the rubbish, and hyd the alter ston, by the commandement of Roland Hixson and John Newton; and that he help to sett up the hollye watter stone which was taken out John Potter garth, but nowe he knoweth not where yt is.

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Super quinto, he saith he was a fauter, as is abovesaid, and no otherwaies. +

CCXXXVII. THE PERSONAL ANSWER OF CHRISTOPHER HARTBORN. [C. 181.]

CHRISTOPHER HARTBORN, of the same, laborer, of the age of 40 years.

Super 4^{to}, he saith that he, this examine, and Th. Richardson, was hierd, commandyd, and sett awork, by Rol. Hyxson, to make the alter articulate, and that Gubion and Walker, his precontest, was the laborers at the said alter. All other things conteyned in that article he denyeth utterly. +

CCXXXVIII. THE PERSONAL ANSWER OF JOHN NEWTON, PARISH CLERK. [C. 181.]

JOHN NEWTON, of the same, parish clerk, husbandman, of the age of 58 years.

Super 4^{to}, he saith that he, this examine, was present in the church of Sedgfield when the workmen and laborers, byfor examined, had ther work redye, and was lyffting up the aluter stone; and in ther so doinge, sodenly thei cauld of this examine for his helpe, sainge, "Ye passe not of the maiming of us." Whereupon, this deponent came to them, evon them, and helpt to gyve the said workmen and laborers a lyfft at the said aluter ston, at the laing on of the same; saing the soilgiers afterward cast ytt down, which was hyd with rubbish and layd low in the presence of this examine, Roland Hixson, and Wal-

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kerson, and by Robert Walker, and that ther was to the number of 80 persons that drewe the said stone with ropes out of Gibson Garth ; but this examine knoweth nor can name any one of them. Also he, this examine, came to masse, which one Richard Hartburn said, the vij. of December, in the church of Sedgfield, and kneild and used reverence therto : he used no beads, nother toke hollywater nor holly bread. And as for the hollywater stone it came out of Potter Garth to the church ; and this examine dyd se the setting up of the same, and was caried out of the church and church yard by Roland Hixson and one other whom he knoweth not ; sainge that this examine brought water in a skeill to be maid in holly water, and the said Hixson browghte bread also then for holly breade. He hard also Richard Hartborn sermon in the said church, sainge the doctrine of England was nowght, and that this Realm was cutt off frome all other Nacions ; but whither he gave any open absolucion to the people or nott, this examine cannot depose. And as for the bokes, he heryng that books was bornt at dyvers places, this examine delyver all the books to the said Roland Hixson the churchwarden, but the Byble and 2° Salters ; but when the Books was first bornt, after what soort they were bornt, or by whom, he cannott depose ; for this examine was then in his bedd. Mary, at the latter borninge of the books this examine was at burninge of the 2° Salters, and bornt one old boke of his owne to save the Bible, which therby is yet, the said Byble, savyd ; and further he cannott depose.

To the 5th article he confessith this his examinacion to be trewe, and is sory for his faulte ; and further, that article he belyveth nott to be trewe. +

CCXXXIX. THE PERSONAL ANSWER OF RICHARD FLEITHAM. [C. 182. b.]

RICHARD FLEITHAM, of Sedgfield, husbandman, aged 36 years.

He saith he hard no masse used, no bread tok, no hollywater and hollybread, nor meddled not with the alter, aither makinge

and takinge doon. And, for the books, he saith that passing through the towne streit he mett with Brian Headlham, to whom, when this examine tolde that he went down to Roland Hixson house, the said Brian wylled hym to bydd Hixson send up the church books, and he might born the books byfore he went to Darlington, which messaidg this examine dyd to the said in his bedd ; but what the said Roland and other dyd with the books, or at the borning of them, he cannott depose ; howbeyt yeisterday this examine hard Isabell Gulling and Margaret Snawdon told this examine and John Johnson at the crosse, that Roland Hixson, seinge the flames of the books fleinge up, said, " Lowe, wher the Homilies flees to the devyll." He hard no preching, nor came in the church at the tyme of rebellion : and further he cannott depose to that 4th article ; saing further, by virtue of his ooth, that he gave no commandement to the said Roland Hixson for the settinge up of the said alter.

He saith that he haith ben of lait an offender in the tyme of rebellion pretended against the Quene's procedings in religion, wherefor he is very sorye ; and otherwaies to that article he deposith nott. +

CCXL. THE PERSONAL ANSWER OF ROLAND HIXSON.

[C. 183.]

ROLAND HIXSON, of Sedgfelde, husbandman, aged 50 years. He saith that, about the tyme articulate, he, this examine, helpe Cuthbert Gulling and Christofer Hartburn, Thomas Richardson, and Robert Walker to make up the high alter in the church of Sedgfelde, being compelled by Lancelott Bulman, Brian Headlham, and Richard Fleitham ; and he saith that, of one hollyday after service the parish mett to gyther and consultancyd to fett in the aulter stone and hallywaiter ston ; whereupon about 30 persons helpt to drawe with ropes the said alter stone frome Gibson garth into the churche ; and he, this examine, and 6 moo, helpt in with the said hallywater stone. And for theise that drew or brought in the said alter stone, he cannott

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name one of them, nor well can remember who helpt this examine in with the hallywayter fatt, save John Potter, John Richerdson, a shomaker; and he, this examine, Thomas Mayson, and Christofer Hartborn drewe the same hallywater fatt to William Clark's dongehill, wher they left yt. And, as for the said alterstone, this examine, Walker, and others laid yt in the grownd, and rubbish above ytt. And, as for the books, he, this examine, saith that the said Fleitham came to this deponent's house, in a morning byfore day, and commandyd this examine, in the Quene's name and the Earles, to delyver the church books to hym and Bulman, for they wolde not furth of the towne to they had them to borne. And thereupon this examine rose out of his bedd, and caried the said books to the crosse, to the number of fyve bookes, which this deponent brought to the crosse in the towne gayt, wher they were burnt by this examine and dyvers others; amongst which was Cuthbert Gibson, which help to cutt the said books: other fett fyer and whynes and straw, amongst which was Agnes Sklayter, Isabell Fidler, Florenc Lockson, widow Whyte, and other. Examined whither this deponent, when the bokes was in burninge, sayd, "Se wher the Homilies fleith to the devill;" which words he, this examine, denieth. Mary, he saith, that when one old booke of the clark's was in burninge, this deponent said alowd, "Se wher the byble bornes;" which word she spoke to the intent that the byble should not be cauld for, which is yett sa[fe] therebye: saying he this deponent was at masse, toke hollybred, and brought bread to the church, to make hollybread upon; he used no beids, but he hard Richard Hartborn preichinge in the pulpett, speke against the Quene's religion established in this realme, tellinge them that they wear all out off the way, and worse then a horse that haith bein in the myer, which will no more come ther again: and so he, this examine, and the rest of the people, knelinge doon, wer reconciled, and toke the said Hartborn's benediction.

He confessith this examinacion to be trewe, and is sory for his offences herein commytyd, and praieth the Quene's highness to forgyve hym. +

CCXLI. THE PERSONAL ANSWER OF RICHARD CARTER, &c.
OF SEDGFELD, 12 MAY. [C. 189, b.]

RICHARD CARTER, of Segefield, laborer, aged 50 years,

Saith that at the request of Roland Hixson he cam out of the xth (tithe) stone barn of Sedgfeilde, and helpt to sett up the aulter in Sedgfeild church, but he was not at masse ther.

CCXLII. WILLIAM GREVESON, of the same, laborer, aged 48 years.

He saith and doith agree with Carter aforesaid, and saith he came in after the lyfftinge of the preist being at masse, which this examinate remembrith well.

CCXLIII. THOMAS WHEITLEY, of the same, laborer, aged 50 years.

He helpt up with the aulter stone, but he buildyd not the sayd alter, and was at the masse when the priest Hartborn was at the sacryng therof. He cannott tell who drew the alterston.

CCXLIV. GEORGE BARGAIT, of Sedgfeilde, laborer, aged 36 years,

Agrees with Wheitley.

CCXLV. HENRY SMITH, of the same, laborer, aged 60 years.

He saith that he was at the lyffting up of the aulter stoon, but he hard no masse.

CCXLVI. JAMES GUBLYON, of the same, laborer, aged 30 years.

He saith that he was at the lyffting up the aulter stoon: he saw nott masse.

CCXLVII. EDWARD SMITH, of the same, laborer, aged 50 years.

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He saith that he was comandyd by Brian to gyve a lifft at the alter ston. He was at the masse after the elevacion.

CCXLVIII. THE PERSONAL ANSWER OF RICHARD FLEATHAM, AND OTHERS, OF SEDGEFIELD. [C. 192, b.]

RICHARD FLEATHAM, of Sedgefeild, aged 36 years.

He saith that, comminge from Butterwik to Sedgefeild, many of the parishioners ther was drawing of the alter stone in at the quere doore, amongst whom was Richard Gibson, but mo he, this examine, cannott depose upon; at which tyme this examonett, onbodden or commandyd of any man, helpt in with the said alter stone.

Signum + RICARDI FLEITHAM.

CCXLIX. RICHARD GREGSON, of the same, laborer, aged 34 years. [Ib.]

He saith that he was not at home that day which the alterston was drawn into the church of Sedgefeild, for that certainly he, this examine, was at the Yle; nor he hard nott masse, neither ther nor in aney other place, the tyme of this Rebellion.

RICHARD GREGSON.

CCL. WILLIAM NOBLE, of the same, aged 30 years. [Ib.]

He saith that he, this examine, was not at drawinge in of the alter stone, neither at the beginninge nor endinge; for all that tyme he, this examine, was sleping in his owne house.

Signum + WILL. NOBLE.

CCLI. RICHARD PEIRSON, of the same, laborer, aged 34 years. [Ib.]

He saith that, by the vertue of his oothe, he, this examine, was at the drawing of the awlterston articulate, at the first bringing furth of the same out of Gibson's garth, and never after that tyme.

Signum + RICARD PEIRSON.

CCLII. EVANG OLYVER, of the same, laborer, aged 30 years. [C. 193.]

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He saith he, this examine, came frome Butterwike, and by chanc cam to the compeny that had the stone articulate; and for saving of one childe then in danger he, this deponent, lift at one of the stangs,* but mayd no further help.

Signum + dicti EVANG.

CCLIII. CUTHBERT GIBSON, of Sedgfeild, laborer, aged 30 years. Ib.

He saith that, when Roland Hixson had brought the books articulate to be bornt, this examine helpt to cutt one of them in peices, but, which of them yt was he canott depose; sainge that he was ioked with Th. Morland at drawinge of the aulterston, and that one John Potter toke the gadd and drove them.

Signum + CUTHBERTI GIBSON.

CCLIV. TESTES PRODUCTI EX OFFICIO AD PROMOTIONEM THO. WARKE LITERATI CONTRA ROLANDUM HIXSON, UNUM GARDIANORUM ECCLESIE PAROCHIALIS DE SEDGFEILDE. [C. 195.]

ISABEL GUBLINGE, of Sedgfeilde, widow, aged about 70 years,

Dicit that, after Martlemas last past, about the tyme that many of the township of Sedgfeild cam out of Yorksheir from the Eerlls, this examine, in a morninge about the sone risinge, being in her house at Sedgfeild, occupied with her daughter childe, she hard a great noyse on the towne grein ther, which was nigh hand this examine's house, and sodenly sawe a great flame of fier, which this deponent was moch astonied withall, and mervalinge moch thereat she looked out of her wyndow, and then she hard divers children and yong folk say that Roland Hixson was burninge the bookes; and then this deponent, still in her owne house, dyd see the said Roland Hyxson

*. Pieces of timber.

**SEdge-
FIELD.**

stirr among the books with his staff, and raise them, which was the towne grein of Sedgfeild, nigh the crosse ther. Examined who mo was at the burninge of the said bokes, she saith ther was a great multitude, and specially of youngh to hir judgment, which went not furthe of her own house, nor taried any longer at the wyndoo, for that she had a naked childe in hir armes, which incontinent after she satt doon to the fier with: and further she cannot depose. Examined what wordes that she this examine hard the said Hixson say, at the burninge of the said bokes, she saith that she did nott here nothing of hym then. Mary, by report, it is voced in the said township by one Fletham, that he the said Roland shuld say then, "Se wher the domines (so) fleith to the deivill." +

CCLV. MARGARET SNAWDON, wife of Thomas Snawdon, of Sedgfeild, husbandman, aged 66 years. [C. 195, b.]

She saith that, the same morning that the bookes was borning, this deponent was abrode in the town, to requier one of the nyhbours ther, which was newe comed home from the Earlls, to be suirtie for hir husband, the said Thomas, which was then in prison at Durham. At what tyme this deponent dyd se Roland Hixson then stirring emongest the books, then in burning, and lyfting up the leaves of them with his staff, he said, "Se the dyvell domines fle into the allyment;" saing that one Garnett wyf and a webster wyf wold have saved some of the said books, but the said Roland wold not lett them have any. And yett some of the leves of the said bookes the said wyffes toke away with them, to play their children withall: and further this examine cannott depose who she, this deponent, sawe at the burning of the said books; she saith she toke no heid of none but the said Roland, nor can depose upon, for his tong was hiest. +

CCLVI. JOHN JOHNSON, of Parsonbiers, in Wardall, yoman, aged 30 years. [C. 196.]

He saith that he cannott depose of the burning of the books articulate, of his own knowledge, but only by reporte of Richard Fleitham, Robert Todd, and the said precontestis, which sundry

tyme have tolde and reportyd to this examine and others, that the said Roland rent and burnt all the bokes that belonged to Sedgfeilde church in manner and forme as the said precontestes haith deposed, and yett wold cover his doing by setting his faulte of Brian Headlham and others; saing also, that when dyvers women and others wold have saved some of the said bookes, the said Hixson wold nott suffer them so to doo, and ferid* dyvers with their sticks for 24 howers yf they stirde any of the said bokes when they were in burning, and haith also threhtened the said precontestes concerning their commynge this day. He saith also, that the said Roland, by reporte of the children of Seidgefeild, hyd the holliwater ston in the myddinge, and caste strawe thereon, and then said over the same, "Dominus vobiscum," and was the cause of the aulter byldinge, and promised waidges to Th. Richardson, and Hartborn, and others, which ys yett unpaid by report.

SEDFE-
FIELD.

CCLVII. THE PERSONAL ANSWER OF THOMAS MORLANDE.
[C. 196.]

TH. MORLANDE, of Sedgfeild, weiffer, aged 23 years.

Saith that he was at the drawinge in of the aulter stone into the church yarde of Sedgfeild, and no further; saing that Cuthbert Gibson was this examine's yockfellow. Examined who sett this examine and the other to drawe the said ston, he saith Lancelott Bulman, and other he cannot depose upon; saing upon his othe he maid no other offenc neither in coming or hering masse, setting up of the aulter, used neither holly breiad, or holly waiter, or any beids. +

1570. 5 May. Cuthbertus Gubion, Tho. Richerdson, Robertus Walker, Johannes Newton, Christof. Hartborne.

Judex injunxit eis pœnitentiam in vestibus lineis, in facie ecclesiæ suæ parochialis, nudatis pedibus et capite, unica vice, et ad certificandum infra xx dies in scriptis. *Act Book*, p. 201.

* Threatened, put in fear.

LONG NEW-
TON.

**CCLVIII. THE PERSONAL ANSWERS OF CICILY MERINGTON
AND JANET COLLING. [C. 179 b.]**

CICILIA MERINGTON, of the parish of Langnewton, singlewoman, aged 18 years, fatetur that she caried one burden of sand to the building of the alter y^r, ex mandato Tho. Colling, unius gardianor. *ibid.*

CCLIX. JANET COLLING, de eadem, singlewoman, aged about xx years.

Dicit that she bair thre skepfull of sand to the said alter.

CCLX. JOHANNES GRAINGER de Stokton in com. Dunelm. yoman, fatetur, petens veniam, &c.

**CCLXI. THE PERSONAL ANSWER OF JOHN NICOLSON, OF
LONGNEWTON. [C. 179 b.]**

JOHN NICOLSON, of Langnewton, in com. Dunelm. laborer, aged 60 years.

Super primo, 2^{do} et 3^o articulis, fatetur, etc.

Super 4^{to}, he saith, by the comandement of Th. Collinge, one of the churchwardens ther, but had nothing for his labor, he receyvid holly water, but not holly breyd; and one mass ther also he harde, which one Richard Hartborn sayd. As for the holly water stone, he, this examine, cannot depose. He saith that Cicilie Merington and Janet Colling, Katherin Somerset, Magarie Realf, and Isabell Mawer help to beir lyme and sand to the aulter for the making off the same; and further he cannott depose.

Super 5^{to}, he confessith that article to be trewe, and the contents thereof, and is hartly [sorry] for the same, and pray God and the Quene's Ma^{tie} to forgyve hym. +

**CCLXII. THE PERSONAL ANSWER OF ADAM MARKHAM.
[C. 180.]**

ADAM MARKHAM, of Longnewton, laborer, *etatis per as-*

pectum corporis xxxiiij^{or} annor., ex sua scientia nescit, juratus, etc. Dicit that, during this tyme of rebellion, this examine, at the request and commandement of Th. Collyn, churchwarden ther, he, this deponent, helpt to lyfft up the aluter stoon, but barr no manner of stone, or metell, lyme, or sand, to the rearinge up of the same; nor dyd se the holly-water stone at any tyme, ne tok hollybred or hollywaiter; saing he is very hartly sory for his offence commytted in the premisses, and askith God and the Quene's Matie forgyvenes, *ac sic in forma pauperis dimissus super confessione sua parochiali facienda.* †

LONG NEW
TON.

CCLXIII. THE PERSONAL ANSWER OF MARGERY CRAWE.
[C. 180.]

MARJORY CRAWE, widow, late wife and relict of Thomas Crawe, while living at West Awkland, laborer, aged 75 years, saith and confessith that she harde one masse in the church of Long Newton, and borre one skepfull of sande to the buyldynge of the aluter; being very sori therfor, saing that she, this examine, was commandyd, upon payn of 12^d. by Th. Collyn daughter, in hir father's name, to beir the said sande.

CCLXIV. KATHERINE POLSON, alias SOMERSETT, of Langnewton, widow, aged 60 years.

Only was in the church the tyme that the prest Hartborne was at masse, but she, this examine, did se nothing. [C. 180.]

CCLXV. ISABELL MAWER, of the same, singlewoman, aged 18. She saith, at commaundement of Th. Collyn daughter, she bair 2 skepfull of clay to the alter, and was in the church when Harborne preached, which said that the auditors was lowlers (Lollards?), and hadd bein damned this xj yeres. [C. 180.]

CCXLVI. ELIZABETH PARR, of the same, singlewoman, aged xvij years. She saith that she bar tow barrofull off mortar with Alison Newham; sainge was in the church, but

LONG NEW-
TON. neither sawe or hard masse: bycause her mother was sick, she taried nott. [C. 180 b.]

CCLXVII. MARGARIE REILFFE, of the same, singlewoman, aged xix. years. She saith she was commandyd by Collinge's daughter, ut supra; but being sick, she barr nothing, but satt down; and also went to the church when the mass was ther, but maid no tary, sainge the people was bound away byfore she came to the church. [C. 180 b.]

CCLXVIII. THE PERSONAL ANSWER OF THOMAS COLLING.
[C. 182 b.]

THOMAS COLLYNG of Longnewton, husbandman, aged 60 years.

He saith that one Capitain Welton and Richard Harborne gave hym, this deponent, a commandement in the Quene's Majestie's name, and the earle's, to buyld up one alter; and therupon this examine gave commandement to neighbors rownd about the towne, by his dowghter Barbarye, to help to buyld and mak up the said alter, which was maid and sett up by this examine, John Martyn the clarke, one James [*blank*] that is Mr. Hall's hyndsman, and the women of Longnewton that was sworne in the courte concerninge the said alter; and that this examine and John Nicolson, and the said women, toke down the said alter stone, and bair yt out of the church yarde, and threw the same over the church wall; and they cast yt into the said pytt, alias sandhole, which is covered on every syd. And concerninge the hollywater fat, yt was broke many daies sence. He never hard masse, toke no holly waiter nor holly breid, used no bead, hard not Hartborn sermond; and for the bookes he saith the said Welton and his compeny rent them and maid them away; but how they came by the said books he cannott depose, saving he thinks the clarke opened the kirke door then. Ac ultra nescit deponere, sayinge that he haith more love and affections to the Quene's Majestie's proceedings then to the Pope's religion and to the masse. +

CCLXIX. THE PERSONAL ANSWER OF ALICE NEWHAM.

LONG NEW-
TON.

[C. 184.]

ALICE NEWHAM, of Longnewton, singlewoman, aged 18 years.

She saith, concerning the aulter buyldinge articulate, she, this deponent, emongest other women, was commandyd by Barbarye Collyng, Thomas Collinge doughter, to helpe up with the aulter of hir father's saynd in the Quene's name; and so this deponent thereupon went with Elizabeth Par, Cicilie Merington, Isabell Mawer, and other went to the sande pytt in the towne gait at Langnewton, and caried from thenc to the settinge up of the said alter two skepfull of sande; no other mettell, stone, clay, or rubbish, sayinge that she used no beids this tyme of rebellion, hard no masse, toke neither holly bred nor holly wayter, hard no preiching, nor further dyd offend in any parte or branch of the article.

That she is sory for hir offences done concerning the building the said alter, being contrary the lawes of this realm, and praieth God and the Quene's Majestie to forgyve. +

CCLXX. THE PERSONAL ANSWER OF THOMAS WATSON,

BILLING-
HAM.

[C. 193.]

THOMAS WATSON, of Billingham, yoman, aged 50 years.

He saith that, being at Hartlepoill emongest other rebbells, in one William Tompson house, he sawe Hartborn articulate in his bedd, and his brother with hym, that helpt the said Hartborn to doo masse; but in any other place he never spacke to or with the said Hartborn but in the church ther, byddinge him good morrow afore a great multitude, saing that he never moved or requiered the said Hartborn to come to Billingham church, wher this examine is clark, nor enformed Stafford's men that the balyff of Billingham had ther bookes, nor required the baliffe to delyver the said bookes to be bornt; but he saith that

BILLING-
HAM. the hye alter stone ys buried in the queir ther, and one read cope is also remaining in the said churche as yett undefaced.

Per me, THOMAS WATSON.

CCLXXI. PETRUS FYNCH, of Wolston, laborer, aged 40 years. Ibid.

He saith that he, this examine, was not at burninge of any bookes, nor hard not masse.

Signum + PETRI FYNCH.

STOCKTON. CCLXXII. THE PERSONAL ANSWER OF ANNE BURDON.
[C. 179 b.]

ANNE BURDON, wife of William Burdon, aged 40 years, dicit quod nec ipsa deponens, seu Eliz. Wapps, vel Margar. Smith, præbuerunt laborem circa edificacionem altaris in ecclesia sua parochiali de Stokton: ac inde dimissæ sunt absolutæ.

1569-70. 18 Mar. OFFICIUM DOMINI contra [blank] Dacke curatum de Stokton. (*Act Book.*)

CHESTER
LE STREET. **CCLXXIII. 1569-70. 18 Mar. OFFICIUM DOMINI** contra Curatum de Chestre, qui ministravit communionem Domini contra jura ecclesiastica. Ad comparendum in die sabbati proximo. (*Act Book*, f. 190.)

1570. Ap. 8. OFFICIUM DOMINI contra Johannem Brone, curatum de Chestre. Judex monuit ipsum ad comparendum in proxima synodo, eo quod administravit cœnam Domini pane illicito. (*Act Book.*)

MONK
WEAR-
MOUTH. **CCLXXIV. 1569-70. 18 Mar. OFFICIUM DOMINI** contra [blank], curatum de Wermouth Monacorum, super celebracione cœnæ Domini pane illicito. Comparuit reus et fatetur quod hujusmodi panis habuit quandam formam super eodem im-

pressam. Judex monuit ipsum ad interessendum in die Sabbati proximo. (*Act Book*, f. 190.)

MONK
WEAR-
MOUTH.

CCLXXV. 1569-70. 18 Mar. Eodem die comparuit dominus THOMAS WRIGHT, vicarius de Seham, ac fatetur se quotidie dicere matutinas Beatæ Mariæ privatim in camera sua, in presentia domini Georgii Wynter, Johannis Herrison, et aliorum. Judex detulit examinationem dicti vicarii ulterius usque in posterum. (*Act Book*, f. 190.)

SEHAM.

CCLXXVI. 1569-70. 18 Mar. Officium domini contra Johannem Nicolson, curatum de Heighington, qui publice pronuntiavit in ecclesia sua parochiali quosdam psalmos in lingua Romana, contra leges ecclesiasticas. Comparuit et fatetur.

HEIGHING-
TON, WHIT-
WORTH, AND
LANCHES-
TER.

Judex decrevit magistrum Willielmum Whithed, vicarium ibidem, citandum fore in diem Sabbati prox. (*Act Book*.)

1569-70. 18 March. Officium domini contra Robertum Crawfurth, curatum de Whitworth, super sanctificatione panis et aquæ in capella de Whitworth, contra jura hujus regni Angliæ. Comparuit dictus Robertus ac fatetur factum, submit- tens se pœnitentiæ. (*Act Book*, f. 189 b.)

1569-70. 18 Mar. Officium domini contra Ricardum Mylner, curatum de Lanchester, qui fatetur se publice in sua ecclesia parochiali legisse "the Latany and other suffraiges abolished." Comparuit et fatetur—Eodem die judex commisit dietos dominum Crawfurth (*curate of Whitworth*), et Ricardum Milner in carcerem domini episcopi, super excessibus. (*Ib.*)

1570. Ap. 8. Eodem die comparuerunt Robertus Crawfurth, Johannes Nicholson, and Ricardus Mylner, presbiteri, petentes clementiam domini judicis ac veniam super excessibus suis concedendam, submittentis se pœnitentiis condignis. (*Act Book*, f. 191.)

CCLXXVII. 1569-70. Mar. 18. Officium domini contra Willielmum Brigham, vicarium de Ovingham. (*Act Book*, f. 190.)

OVINGHAM.

MITFORD. CCLXXVIII. PROCEEDINGS AGAINST ROGER VENIS, VICAR OF MITFORD.

TESTES producti ex officio ad promotionem Georgii Cuthberte literati, unius promotorum in supplementum dicti officii legitime admissi, super quibusdam articulis adversus dominum Rogerum Venis clericum,* vicarium de Mytford, exhibitis. [C. 205].

JAMES ATKINSON of Benridg, in com. Northumb. yoman, aged 36 years, one of the churchwardens.

He saith that Roger Venis haith been vicare of Mytford the space of 7 or 8 yeres, and so reputed and taken, and received the profetts therof.

Saithe that Roger Venis there vicare haith ben continually from his vicarege since Saynt Andro daye last past, and byfore that tyme was often tymes comminge and goinge from them. And synce Saynt Androo daye the parishioners haith lacked service upon the holydayes, and diverse people unburyed by any preste, and some children not christened of a longe tyme for lacke of a prest; wherupon they mad there complaynts to the fermers and to my L. of Duresme. +

WILLIAM BULLOCKE, aged 50 years, husbandman, of St. Leonard's hospitale.

He saith that he is sure that the said Roger Venice haith bene from the vicaraidge of Mydfurthe since Candlemesse last was a twelvemonethe, since which tyme he never served ther but by a Scotishe preiste, which being dischairg by Mr. Archdeacon at the visitacion of Easter last, which after the said tyme it laid unserved two Sondaies, and served the next two Sondaies after at the procurement of Mr. Duxfeld; and then it was served, as it is yet, by the meanes of Mr. Lisley, fermer ther or parson with Mr. Mydleton; of which fault he, this examine, and divers maid presentment in the court here the third of Junii 1570. +

* Roger Venys, of the diocese of Durham, was ordained sub-deacon at Aukland on the 17th Dec. 1558, upon a title given to him by Robert Ogle of Belsey, in Northumberland, and priest upon the same title 25th May 1559.—*Reg. Tunstall.*

GAWIN LAWSON, yoman, of Bendrig, aged 33 years.

MITFORD.

The vicar is absent among the rebells, and haithe bene since before christinnesse.

GAWN.

JOHN SNAWDON of None Ryding, husbandman, of 30 years.

The church now served by one Sir Thomas Goodhusband.

CCLXXIX. ARTICLES AGAINST THOMAS SWALWELL.

[Swift's Book, 193 b.]

Theis articles followinge we R[obert] S[wifte], Vicar General to the Reverend father in God, etc., do by vertue of the office of the said reverend father, objecte against the, Thomas Swalwell, clerke, touchinge thye excesse and perverse opinion, contrarye to the religion of Christ, receyved within the Church of England.

1. First of all, we objecte and saye against the, Thomas Swalwell, that, by the lawes of this realme, lawfullie established, all ecclesiasticall persons, haveinge care of soules, oughte by the same, to th' uttermost of there wytt, knowledge, and learnynge, purelye, sincerelye, and without anye colour or dissimulacion, declare, manifest, and open, foure tymes in the yere at the least, in the church, that all the usurped and foren powre, haveing no establishment or grounde by the lawe of God, is for most just causes taken awaie and abolyshed; and that, therefore, no manner of obedyence or subjection, within the Queen's majestie's heighnes realmes and domynyons, is dewe to any suche foren powre, and that the Queen's Majestie's powre within her realmes and domynyons is the highest powre under God, to whome all maner of men, within the same realmes and domynyons, by God's lawe, owe most lawaltie and obedyence, afore and above all other powers and potentates in the earthe; all which lawes all and everye ecclesiasticall person, on his owne byhalfe, oughte faithfullie to kepe and observe, and, as farr as in him may lye, shall cause to be observed and kept of others. Et ponimus et articulamus, etc.

2. Also we objecte and saie against the, Thomas Swalwell, that you, T. S., haithe not onelye not declared, manifested, and

opened foure tymes in the yere, sincerelie and without dissimulation, in all suche churches and chappells dedicated, where thou hast served within the dioceis of Durhame, by the space of one, two, etc., or moe yeres, that all foren powreis justelye extinguished in this realme, and no maner of obedyence and subjection dewe unto any foren powre, but onelie to the Quene's Majestie of this realme, nexte under God upon earthe, accordinge to thye bounden duetie by the said lawes ; but also, contrarye to the same lawes, thy duetie and obeysaunce, at Ebchester, Medomsley, or ellys where, about Lammas last past, on a Sondaie or hollidaie, in this yere 1570, in open audyence, and in the strete at after noone, and els often in the presence of dyvers persons, then and there hearinge the same, diddest directlie, advisedlye, and willinglie affirme, saye, and maynteyne, that the Quene's Majestie haithe no authoritie within this realme over the spirituall or ecclesiasticall staite of mynisters, no more then an other woman ; which thinge thou once, etc., or oftner together spake, affirmed, and maynteyned in the presence of the same parties, sainge and reasoninge further, that, if hir Majestie had auctoritie over the clergie by God's word, then had she auctoritie also to lowse and bynd as they have ; in contempte of the said lawes, the danger of his awne soule, and the evill example of others.

3. Also we object and saye against the, Thomas Swalwell, that thou, T. S., contrarye to the lawes and doctryne of the Church of Englande, touching the Blessed Communion of the bodie and bloode of our Saviour Christe, diddest, about the tyme aforesaid, and longe before, directlie and willinglie affirme and saie, that, after the wordes of consecration, as thou termost them, there was no substance of bread and wyne remanyng, but the reall and proportionable bodie of Christ enclosed within the compasse of the said breade and wyne, beinge otherwysse enforced then and there by the sermon of one Thomas Leaver, one of the Queen's Majestie's preachers, allowed throughe the realme of Englande.

4. Also we object and saie against the, T. S. that [thou,] contrarye to the lawes of this realme and the doctryne of the Church of England, lawfullie established, aboute the tyme aforesaid, did

advisedlye, maliciouslye, and obstinatelye afferme that Christen men were bounden to auricular confession and numbring of all there synnes to a prest, under payne of damnacion; abusinge the example of the tene leapers, whome Christ commaundyd upon there clensinge to shewe them selves to the prest; and also sainge that he wold stande against all men in defence thereof.

5. Also we objectte and saie against the, T. S. that thou, in the tyme of the laite Rebellion, diddest procure, suffer, and maynteyne one Sir John Cowper, curat of Whittonstall, to churche three women and marye certeyne persones in latton, in such rite and forme as was prescribed by the Pope, at Meddomsley, where thou was then and there the curate.

6. Also we objecte and saie against the, T. S. that thou, T. S. by the space of 20 yeres by past, hast been a notoriousse favorer of poperye and false servinge of God, and an enymye to Godd's true religion, now truelye sett fourthe by publike authorite within this realme; and of covitousnes and need, and upon injuste surmyses and by stealthe, did crepe into Orders, beinge unfitt for that function, as well for thy lyfe as learninge. And upon all and singuler the premysses dothe labore the common voice and fame in the parishes of E. and M., and other places there aboute.

Wherefore, the premisses considered, and so muche thereof as is necessarie beinge proved, thou, T. S. art, by the lawes of God and the lawes and ordynaunces ecclesiasticall of this Realme of England, to be suspended from the execution or mynistracion of any dyvine thinges within the diocies of Duresme.

3 Feb. 1570. *RESPONSIO PERSONALIS* Tho. Swalwell, presbyteri, articulis ex mero officio proponendis. [C. f. 214.]

THOMAS SWALWELL, Curat of Branspeith, aged 54 years.

He saith that he haith served one yere at Ebchester, and one other yere at Medomsley, and nowe this last quarter or more at Branspeith. He saith, upon his oothe, that he haith 4 tymes

in aither yere, and also this last quarter, declared accordingly that all forran powers ar justly extingwished within this realme, and that all power within this realme over all persons doith belonge to the Quene's majestie, and none ells. He saith also that, in somer last, he served at Medomsley, untill about 14 daies after lammes last; in which tyme of his servinge this examinate came dayly to Ebchester to his meat, but towchinge sainge and affirming, or reasoning of the Quene's auctoritie on the stait ecclesiasticall ther, about that tyme, or for any suche cause, he utterly denyeth yt.

He saith that he dyd neither procure, suffer, nor maintein the said Sir George Cowper to mary or church any woman within the chappell of Medomsley. Mary, he, this examinate, sawe hym ther, but he had nothing to doo with hym; sainge that the said Cowper married one Anthony Forster and Isabell Smithe, at the procurement of one Richard Awkland, servaunt to Mr. Swynborne, farr against this examinate's will.

He saith that he haith been a favorer of God's religion sett out by the Quene's Majestie this 20 yeres and more, and used no suttle meanes in procuring his orders ecclesiasticall.

THOMAS SWALWELL.

CUTHBERT WARDE, of Benfeldsyd, near Medomsley, Gent. aged 70 years. [C. f. 228.]

He saith that the said Thomas Swalwell was curet att Medomsley about a yere or more past, at lammes, in which tyme he haith hard the said Thomas Swalwell bydd the people pray for the Quene, but he never hard hym declare or open in the pulpett or churche, out of any boke, that forren power is justly and lawfully abolished, or the Quene's power onlye allowede. And he remembrith that he, this examinate, being in one Richard Sympson's, drinking emongest other neighbours, upon a Sondag at after noone, about lammes last, the said Thomas Swalwell and one William Yong, then curat at Ebcheste, was ther also; but neither the said William, nor Thomas Swalwell, nor this examinate, or the neighbours then present, talked of any matter of religion.

He saith that in the rebellion tyme one Sir George Cowper dyd mary one Anthonye Foister, this examinate being present;

but he knoweth not that he churched any women ther, nor knoweth who procured his commynge.

He saith that he haith known the said Thomas Swalwell by the spaic of 40 yere dwelling at the Woodheid, in the parochie of Ovingham, and taken to be an honest man, but what religion he is of he canott depose; sainge further, that althoughe he was staid of orders by Mr. Lever, yet my lord afterward admittyd him.

Signum + CUTHBERTI WARD.

CCLXXX. TESTES PRODUCTI EX PARTE CAROLI SHAWE,
SUPER CONCORDIA INTER IPSUM CAROLUM ET BARTRAMUM
MYTFORD FACTA, IN CAUSA DEFAMATIONIS. 13 June,
1570. [C.]

RICHARD HUTCHESON, of Elvett, in the suburb of Durham, brasier, aged 60 years.

He saithe that, harde after the reballs was fledd, Hewgh Frende, metyng with this examine in Elvet, bytwixt B. Mytford house and the said Hewgh Frend's house, the said Hewgh Frende tolde this examine that Charles Shawe was content to become frends with Bartram Mytforde, wherupon they 2 went to seike Charles Shawe at his owne house; and after this examine had welcomed hym home, and upon Hewgh Frend's talke movyd and wyshed hym and B. Mytford to be frends and lovers together, whereunto the said Charles was well content; and so this examine caulde upon B. Mytforde, and they all together mett at this examine's house, where was also then Henry Jaxson, Henry Hirst with Hewgh Frend, this examine, and the parties. And after certain unquiet wordes caste bitwixt the parties at their meatinge, this examine and his fellowes pacified them, and perswadyd them to be frendes, and drincke togyther, as they dyd [at] length, shakinge merilye hands togyther; and other order they toke none. Mary, Charles Shawe said that, nowe that we be frends and lovers, yf Bartram

have any matter against me, lett hym trye the lawe. Whereupon they commoned to take further order at laysour bytwixt the parties, but nothing hitherto was further doon.

Examined further upon the order in writinge, he saith that the parties dyd not choise hym to order all matteres from the beginninge of the world to the day of their communion, but he was a mover thereoff, as a neighbour; and as fore makinge of breackfast or supper, in consyderacion of their chardges spent in the lawe betwixt the parties, he hard no such to his knowlege.

M.

CCLXXXI. THE WILL OF BERTRAM ROBSON. [C. f. 174, &c.]

TESTES producti ex parte Roberti Smith, Dunelm. super factione testamenti sive ultimæ voluntatis cujusdam Bertrami Robson, nuper de eadem, defuncti.

THOMAS LEG, of Lamesley, labourer, aged 60 years.

He saith that he haith knowen Bartram Robson sex weiks bifore his death.

He knoweth not whither he maid any will or noo, for he was at the makinge of none, neither was he requier by Robson to be wytnes of any will, nor by any other at that tyme; but Robert Smithe requiered this deponent, at this tyme, to come in as a wyttnes to say what he knewe concerning the same. Mary, this examine, about a weike byfore the said Robson death, brought 5 tokens frome Johanne S. the said Robert dowghter, dwelling at Saddbury, one to the said Robert her father, one other to his wyfe, the third to William their sonne, and the 4th to their doughter, and the 5th, being a silke point, to the said Robson; and when this examine delyvered the token to Robson, sittinge byfore the said Smith fyer side, he bad this deponent gyve yt to his mother, meaning the said Smith wyfe, sainge, "For that which is myne is hers and hir husbands, and this boies," meaning William Smith, their sonn, then present.

He saith that he was not in Smith's house to this 18th of Feb. the day of his examinacion, senc he delyvered the said tokens, at which tyme ther was non present but the persons of the said Smith houshold above named.

Signum + TH. LEG.

WILLIAM PALLISER, of Cauld Rowley, laborer, aged 24 years.

Being brother son to Robert Smith wyfe, he saith that this examine comming to the said Smith his uncle house the Saturday last byfore the said Robson death, the said Robson was sytting byfore the fier, and talkinge of this sort, viz. "I trobled," said he to this examine, "this house with a bedd roome and fier and fleit;* and therefore, yf I leave any thinge at my dyinge day, I intend to leave yt to Robert Smith, his sonne, and his wyfe."

Signum + WILLIELMI PALLISER.

ROBERT FAWCUS, of Durham, glasier, aged 78 years.

He saithe that, about one weike byfore the said Robson's death, this examine came into the said Smith house by chans, and not sent for, at what tyme Robert Smith and his wyf was sittinge by the fyer, and the said Robson playin of one pair of claricords, and William Smith, their son, of another pair. At what tyme this examine said to them "Litle mirth is worth moch sorro." And with that came the said Robson frome the claricords and said, "We 2 ar agreed that the langer lyver of us 2 shalbe executour to the other." And this examine said, "Nay, Robson, Mr. Marshall must be your executour:" cui respondit negative, reporting great unkindnes that he had shew unto hym, saing but for the said Smith and his wyf that he, the said Robson, had died under a dike; sainge further, after moche talke, that Robert Smith shuld be his father and his wyfe his mother, and the said William his executour, if he left any goods at his death, and that no man shuld wrang them. Examined who mo hard thes words, nescit deponere; but at that tyme neither Palliser nor Ledg was present.

To the 6th and 7th interrog. he saith that, at such tyme

* Home, habitation.

as Robson lay on his deathbedd, this examine was in Robert Smith house, with many other, when Richard Marshall came in, on a afternoon, to se as the said Robson dyd, and asked hym many questions; but he, the said Robson, maid no answer, nor could not speak, and that very night after 8th of the cloke, William Baker, Richard Marshall, . . . Thomas Fawell, and other came in to the said Smith house, and asked for the key of the said Robson kist, and Robert Smith answered that he knew not wher yt was. Wherupon William Baker said, that yf they could not have yt they wolde breake the chiste; and therupon the said William gropte for the same about Robson, and could not fyne it, bycause Robson lay on his back, and the key was in his purse byhinde hym; and at last the said William borrowed George Cuthbert's knyfe, and cut the said Robson girdle, and so came by his kee, which the said William laid in the said Robson's hand bitwixt his thoubm and his fore fynger, ledinge the said Robson's hand with his the said William, and saing to hym in this wyse, "Will ye gyve me," meaning his self, "your key and your good?" and so said to the said Robson concerning Robert Smith and his wyfe, William Smith, George Cuthbert, and Thomas Fawell, and last of all to and concerninge Mr. Marshall; and then the key fell out of Robson's hand into Marshall, but not of the said Robson gyvinge, but as the said William suffered then the key to faull out of the said Robson hand into the said Mr. Marshall, but the said Robson maid no manner of power in his hand, or to make any syng ayther with his hand or eye.

Signum ROBERTI + FAWCUS.

THE PERSONAL ANSWER OF WILLIAM SMITH, son of Robert Smith, aged 17 years.

He knoweth not whither the 2 women articulate were the said Bartrame's next kinswomen, or noo, but by the report of the said Richard Marshall.

The said Robson's memory and senses was so trobled with the extreme raidg of his sycknes that he culde neither speake, writ, or doo any thinge at all.

He saith that the testament and last will of the said B. Robson, that this examine's father dyd exhibit to Mr. Swyfft

to be proved, and all the contents theroff, save only the dayt of the same, was the trew and last will of the said B. Robson; sainge the dait therof was writton with wronge by the negligenc of the writer therof, for that the said Robert this examine's father is an aged man and unlearned, and, askinge counsaill in the matter, he was advised to put the dead man's words in writing; and so he did.

At such tyme as William Baker examoned and moved sondry questions to the said B. Robson, his, the said Robson, wyt, memory, and strenght was goon, and that his eeis was shoott, and all his sensis so far past hym that he could neither stir hand or foot, nor make any signe or token of him self. This examine was present with other at the tyme, and hard and sawe all things that was said and doon to hym.

WYLLIAM SMITHE,

NEXT OF KIN OF BERTRAM ROBSON, AGAINST HIS
PRETENDED WILL.

WILLIAM BAIKER, of the city of Durham, yoman, aged 40 years.

Haith knowne the said Barthram this 12 yeres and moor, but for Alies Wiggon or Isabell Errington, the said Bartram's cosings by report, this examine knoweth them nott.

The parson of the Southe Baly, that buried Robson evon in the communion tyme, came to this deponent, and asked his counsaill in what manner of servic* was best for hym, the said parson, to bury the said Robson in; and this examine tolde hym his mynd therin.

This examine dyd se the said Robson, articulate, the 28th day of November, which neither could speake or doo any actual thinge of hym selfe, he was so sore taken.

He never saw the will that Smith, articulate, exhibityd in the court, and that the 27th and 28th of November he, the said

* It will be remembered that at this period the Earls of Northumberland and Westmorland were attempting to restore the Roman Catholic service in the churches of Durham.

Robson, could not speake; for the 27th day this examine was with the said Robson, and the 28th he died, and, by credible report, spoke no manner of thinge in aither of thiose 2 dayes.

Dicit that he, this examine, Th. Fauell, G. Cuthbert, and R. Whithed, the 27th day of November, 1569, between 7 and 8 of the cloke at night, at the request of Richard Marshall, went into Robert Smithe house to se Bartram Robson, lying syk ther, and being ther this examine asked the said Robson yf he had any frends in Newcastle, or no, who held up his right hand. Secundly, he asked hym whither he had any golde or money, or no, and wheir it laye; and he maid a signe towerds the bedd feitt with his right hande, and they, supposing that he mente that his pursse was in the bedstraw, wher they maid searche, and then he pointed again, angrily, towerd the same way again, to the bedd feitt, wherby they perceyved he mente his chiste, that stodd that way, on the far syd of the chamber. Then after this examine asked the said Robson for the key of his chiste, and Robson groped about his girdle for his key; and this examine, myndyng to help him, toke holde of his purshe and girdle, wherat the said key was, and, therwith, the girdle, beyng old and soor worn, brake, and so this examine, havinge the key at the last, delyvered the same to Robson in his right hand, wishinge hym to delyver the said key to one of them that he, this examine, then wold name to hym, for the use of his said cosinge; and therupon presently he, this examine, named Robert and his wiff, W. Smith his son, and the other childe, then G. Cuthbert, T. Fawell, Robert Wyther, Robert Fawcus, then this examine's self and his wyff: wherat he, the said Robson, mayd no signe at all, kepinge the key still in his hand; and, last of all, when this deponent named Richard Marshall to hym, he, the said Robson, then offerd up his hand of hym self, and the key withall, and delyvered the same to Richard Marshall, articulate, which toke the same, and, in the presenc of this examine, and all above named, went to the said Robson chiste and opened ytt, wher they all togyther found 44s. 4d. in money, 2s. of King Edward's coyn, 18d. in Spanish money, 4 olde rials, one newe riall, and thre olde angells, one buttoned capp, 2 strait capps; all which parcells was notyd in writing

tripartit and indentyd, remaning in the keping of Richard Marshall and Georg Cuthbert.

THOMAS HORSLEY, of the city aforesaid, in artibus baccalaureus, aged 23 years.

Al that he can say toching the matter is, that he haith knowne the said Mr. Marshall and the said B. Robson to have ben longe deir frends and old acquaintances, and in houshode togyther, not only with Dean Watson, but also togyther by themselves here within the Baly of Durham, at what tyme the said Robson was ever uprysing and doonelyng in Mr. Marshall's, this examine at that tyme being Mr. Marshall's bed-fellow; at what tyme, and many dyvers tymes sinc, as well within the cathedral church of Durham as otherweir, and in the presenc of Mr. Marshall, abovesaid, and also in his absenc, this deponent haith harde the said Robson say that he haith bein moch bounden to Mr. Marshall, and when so ever God cauld of hym, the said Robson, the said Mr. Marshall shuld have that which was his, or such wordes in effect; and so he thinks the said Robson's mynd was at that tyme, and ever sinc, for any thing that this examine hard to the contrarye.

THO. HORSLEY.

CCLXXXII. PERSONALIS RESPENSIO JACOBI CHAMBER POSITIONIBUS ET ARTICULIS LIBELLI MAGISTRI WILIELMI STEVENSON, VICARII DE HARTBORN (IN A SUIT FOR DILAPIDATIONS). [C. f. 196.]

JAMES CHAMBRE, of Boldon, in com. Dunelm. yeoman, aged 30 years.

He belyvith that article to be trewe, that Mr. Stevenson haith bein Vicar of Hartborn by the spaic of one yer and more; for this examine uncle, Mr. Raif Todd, died at St. Matthew day, now a yere past.

He sayth ther is a mansion house, and such howses as are articulate, belonging the same; but wher yt is articulate that 60*l.* will nott repair ytt, he belyvith yt not to be trewe, for 60*l.* will buyld a newe house. Sainge further, that the mansion house

is moch better then yt was at his said uncle's comming therto, for ther was a crosse chamber newe buyldyd, and 1 chymney therein maid of frestone, of his said uncle chardges, which also buildyd a newe water corne myln, that yerely yeildeth more proffett to the vicar ther then the chardges of the decayes comith to, yf they were yerely ratyd.

He saith that the said Rauff Tod, articulate, haith not receyved all manner of x^{ths}, proffects, and commodities, the tyme that he the said Rauf was vicar ther, that dyd grow or renew within the said parish; for that the parishioners ther ar verye evill payers of ther duyties, being at this tyme owing to this examinate, his the said Rauff executour, above 40*l*.

He belyveth that the said Rauff Todd receyved small commoditye by the said vicaridge, consydering the buylding he mayd ther, and the 40*s*. he paid yerely to the poore of the said parish, 4*l*. 13*s*. 4*d*. yerely to the Quene for arrerages, consydering the 10th and subsidies, the fyndinge of the preiste, and all other ordinarye and extra ordinarye chardges, and specially the chardge of the suit the said Raiff had at London with one Felton 2 yeres for the raic of the said water corne myln. Sainge further, that my Lord Cuthbert late bushop of Durham dyd frely gyve the said vicaridg and benefice of Hartborn to the said Raiff Todd, in recompenc of part of the ransom he paid in Scotland.

JAMES CHAMBER.

CCLXXXIII. EXAMINATIO TESTIUM SUPER FACTIONE ET VERITATE TESTAMENTI NUPER WILLIELMI KIRKUS DE MERINGTON, DEFUNCTI, 10 FEB. 1570. [C. f. 204.]

WILLIAM MELMERBYE, priest, vicar of Merrington, aged 64 years.

He saith that, toching the will of William Kirkus, which was lately exhibited in this courte by Elizabeth Kirkus, lait wyfe,—it is of this deponent's own hande writinge, which will also berith the dait 27th of Octobre last—this deponent and William Heighington therein the onlye wyttnesses.

Super interrog. He saith that the will wherof he, this deponent, haith testified, was maid the 27th of Octobre, being Fryday, and the evon of Symon and Jude's daye, byfore noone, about 9 or 10 of the cloke.

He saith that William Kirkus declared his said will by worde of mouth, about 9 or 10 of cloke aforesaid, which this examine wrote at afternoone, in his chamber, alone, the said day.

He saith that when he, this examine, had written the will in his chamber, as is aforesaid, after the hering of yt he brought yt the next day at night, after evening praier, and the Sondag next also after evoning praier, to the said William Kirkus; to whome when he, this examine, had redd it, and the said William Kirkus had acknowledged the same to be his will, in the presenc of this examine only, at that tyme this examine then moved the said William Kirkus to send for neighbours, to be wytness to here ytt. And when Elizabeth Kirkus, his wyffe, after his this examine taryng ther an hower for wytnesses commyng, said that she had sent for John Todd and John Richerdson, which came nott; and the said William Kirkus then said, "Yf they will not belyve you," naming this examine, "and the clarke," viz. William Heighington above-named, "lett them mend them wher thei cane." And this thyng was doon upon the Sondag at night; for, upon the Saterdag at night next before, a blast of sickness took the testator, William Kirkus, in this examine's presence, by occasion wherof no wytnesses was cauld for that night.

He saith that he moved the said testator to make his will, according to his duty prescribed in the Quene's booke, and at no other procurement; saing also that Elizabeth, his wyfe aforesaid, moved the said William, hir husband, to make his will.

He saith that he, this examine, and William Heighington, was sent for by a wench of William Kirkus, whose name he cannott tell, for she, the said wenche, left worde for this examine to goo thither.

He saith that, byfore noone, upon Monday next after the Friday, Saterdag, and Sunday, byfore by hym deposed, he, this examine, was present with William Kirkus when John Watson, Myell Whit, and, as he remembrith, John Tod, moved

the said William Kirkus to make his will, to whome the said William Kirkus answered, "Heere is Mr. Vicar, which wuld have me to make a will with great circumstanc; and many maks a will that he repentith all the daies of his life."

WILLIAM MELMERBY.

WILLIAM HEIGHTON of Kirkmerington, yoman, *alias* parish clerke, aged 34 years.

He saith that he remembrith well that, upon the Friday sennett next byfore the said William died, this examine, being clark of Merrington, and warned the night byfore by one of William Kirkus wenches to provyd bread and wyn for a comunyon, about 8th of the cloke in the morning this examine and the vicar William Mellerbye came to the said William Kirkus house; at which tyme the said vicar asked the said Kirkus of his welfair, who aunswered saing, "I thank God, never worse, for I am trobled in all partes of my body;" to whom the vicar said then, "Will ye make a will?" and he, the said testator, aunswered and said, "Ye, I will make a will." "And what will ye gyve to the poore man box?" qooth the vicar; and he, the said Kirkus, aunswered and said, "I gyve dayly to the poore, as other neighbours doith; and therefore I will nothing to the poore man box." And then the said vicar asked the said Kirkus to whom he wold gyve his goods, and the said William Kirkus aunswered to his wyff, trusting that she wold be as good to his childe as to hir owne. "And who shalbe yoer executour?" said the aforesaid vicar; and the said testator aunswered, "Who but thei that have my goods." And then the said William's wyfe besought the said testator, hir husband, to sende for his frends, and make his will, and mak all things streight; "for I will never be against yt." Att which tyme a pange of his sicknes toke the said testator, and then the said vicar said, "Lett us goo to the communion, and lett my hoost advise hym what he wold say or doo afterwarde. And so, after the communion, the said William Kirkus gave this examine the cupe to drinke; and so he, this examine, departyd, leving the vicar and testator and the said wyf at the table drinkinge together, and hard no more concerning the said William, aither afore or after, unto Sonday then next follow, that the said vicar

tolde this deponent in the church of Merrington, that he, the said vicar, had put thois wordes in writinge that this examine and the said vicar upon the Friday last byfore hard the said William Kirkus speake, concerning his testament and last will, which will he, this examine, saw nott unto the Friday next byfore yt cam to be proved.

WILLIAM HEGHINGTON.

CCLXXXIV. NON RESIDENCE OF A PREBENDARY OF
DURHAM. [C. f. 206.]

26 Feb. 1570. TESTES producti ex parte officii domini Judicis contra et adversus egregium virum magistrum Ricardum Longworth, sacræ Theologiæ Professorem, prebendarium octavæ prebendæ in ecclesia Cathedrali Dunelmensi, examinati per magistrum Robertum Swyft, in utroque jure baccalaureum, Vicarium in spiritualibus generalem ac Officialem principalem, in presentia mei, Thomæ Knighton, notarii publici.

Mr. RICHARD MARSHALL, notary public, of the city of Durham, aged 44 years.

He saith that, upon a Satterday to his knowledge the third day of Januarye, 1567, as appeirith to this examine, lokinge upon the Register booke in this his examinacion, at after noone the same day, this examine, amongst dyvers others, was present in the lowe part of the Chappiter house of the cathedral churche of Durham aforesaid, and as he, this examine, supposith, at the installacion of the said Mr. Richard Longworth, for the Dean and the Chappiter ther beinge present and syttinge in ther accustomed places had ther banckett, as is accustomed, at the installacione of a prebendarye; wherof this examine, emongest other, had his part therof, or might have hadd. And senc that tyme this examine haith reputyd and taken the said Mr. Richerd Longworth to have been a prebendarie in the aforesaid cathedral church, accordinge to the fame and common voic therof. And this deponent remembrith well that he haith sein the *mandatum*, under my Lorde of Durham seale, for his

the said Mr. Longworth stallacion, which this examinee registered in the register booke of recorde, and shewith the same in this his examinacion. And as toching the nombre of the Dean and prebendaries being present at the admission of the said Mr. Longworth, ther was Mr. Dean hymself, Robert Sweyft, John Pilkinton, William Benett, John Rudd, Raffe Lever, and William Stevenson, prebendaries.

He saith that, as toching the takeing of the othes for the observation of the statuts of the Cathedral Church of Durham, by the said Mr. Longworth, or his procurator, he cannott depose; for that he, this deponent, stood farr off, as he haith predeposed, when Mr. Deane and the prebendaris was in ther seets, separatly conferring emongest themselves. Senc which tyme that he was named to be prebendarye this examinee, being contynuallye about the chirch of Durham, as the Register thereof, remembrith that the said Mr. Longworth was here but the spaic of one weik, or ther abouts, and no longer, to his remembranc, at what tyme this deponent dyd here hym preach in the said Cathedrall church. And, as the report is, he, the said Mr. Longworth, by the spaic abovesaid, haith contyned in the south parties, and yet dooth contynew ther; and, as this examinee belyvith, he, the said Mr. Longworth, haith had, or might have had, the proffects of his prebend articulate, as this deponent haith sein part theroff sent to hym by Mr. Robert Sweyft, abovesaid.

RICHARD MARSHALL.

WILLIAM LEE, clerk, minor canon, "necnon succentor," 26 years of age.

He saith that about thre yere agoo nowe last past, in Januarye, he, this examinee, remembrith that he, with dyvers others, beinge present then and ther in the Chappitour house within the said Cathedral Church, the Deane and certaine chappitour being present, Robert Sweyft, one of the said prebendaries, was installed in the queir for the said Mr. Richard Longworth.

He saith that he was present in the Chappitour house when the said Robert Swyft, as procuratour to the said Mr. Longworthe, toke ooth for the observacion of the statuts of the said Cathedral Church byfore he was installed: by all which tyme of

thre yeres the said Mr. Richard Langworth haith bene, and yett is, absent in the south countre, by report, save only that the said Mr. Longworth was twise here in Durham, remaining aither tyme a weik or ther about, and no more.

WILLIAM LEE.

WILLIAM HARDING, clerk, minor canon, aged 58 years, and two other minor canons, depose to the same effect.

CCLXXXV. NON RESIDENCE OF THE VICAR OF NEWBURN. [C. f. 207.]

TESTES producti ex officio ad promotionem Georgii Cuthbert, literati, contra dominum Egidium Robinson, clericum, vicarium de Newborne.

JOHN BLAIKLOKE, of Newborne, in the co. of Northumberland, Curate of Newborne, aged 25 years.

He saith that he, this examine, haith bein curat ther senc Mydsommer last, hyerd by the said Gyells Robinson, vicar ther, as he belyvith, not only by gathering of the fructs and proffets ther, which this examine haith doon for hym sence his said entrance, and also by the common report and fame of the parish of Newborne; which profects of the vicaridge, as xth calve, xth hen, pig, and watermoney, xth fishe, he haith and doith convert to his owne use.

He saith that he is not privy whither he, the said vicar, haith taken any corporall oath to be personally present at his, the said vicaridge of Newborn; but he, the said vicar, haith bein absent from the said vicaridge senc mydsomer last, save one moneth, to be reckned betwixt Lammas and Michelmas, and 5 weiks betwixt Martlemas and Christenmas last; and in all the tyme that he, the said Giells haith bein vicar ther, which this deponent thinks about 13 yeres, as yt is reportyd, the said Gyells Robinson haith not kept house or hospitalitie; but when he commith, he is bordyd in the towne, and lyeth there.

JOHN BLAYKLOCKE.

GEORGE BROWNE, of Lamidon, in the parish of Newborne, one of the churchwardens.

He saith that, albeyt he thinks that Giells Robinson toke an

oother to lye on his lyving, yet he is not certain therof by any speciall meanes. Mary, he never kept house at Newborne, but commith ther certain tymes in the yere, and tarieth ther some tyme more and some tyme less; and he cannott saye that it is half a yere, reckning all the tymes to gither, notwithstanding he keipeth a curett ther.

He saith that he haith hard tell that one Edward Erington did complein of the said Giells Robinson, as report was; and howe he haith bein admonished by my L. of Durham in the seanes or visitacions, he cannott depose.

Signum + GEORGII BROWNE.

CCLXXXVI. SUIT FOR RESTITUTION OF CONJUGAL RIGHTS.
[C. f. 211].

TESTES producti ex parte Isabellæ Walker, uxoris Willielmi Walker, adversus prædictum Willielmum, super obsequiis conjugalibus inter eosdem. 31 Jan. 1570.

RICHARD BELL, of the city of Durham, yoman, aged 56 years.

He saith that they, the said William and Isabell, were married in a church of Newcastle, but what churche he is not surr of; but he belyvith yt to be trew that thei were married about the tyme articulat, for his this examine's wyf was at the said mariadge, amongst other neighbours that went thither, which was in somer season; and dwelte in house here in Durham together as man and wyfe by the space of one yere, or more, which this examine knoweth, for then he was ther neighbours and dwelte nigh them.

He saith that they, the said William and Isabell, dyd not part by order of lawe or the auctorite of Court at that tyme. Mary, he saith that, at the Christenmas last byfore she the said Isabell went away to London, she toke out of the said William house one sheitfull of nappery wair and apparell, and caried the same by her maid to one wedoo Whitfeild house; and therupon the said maid came wepinge to the said William, and said that her dame was goon away, which was with others in

this examine's house making merye. At what tyme the said William caused serch to be maid; and she, the said Isabell, and the said stuff, was gotten, and she was put in prison that night. And after that she never came, nor wolde come, in the said Walker house, or submitt hir self by any persuasion of neighbours. The which hir facte he taketh to be the last cause of their break. And she, the said Isabell, taried and remayned in the towne of Durham, after that, to Fastyn's evon then next after; and came not to her said husband's house. At which tyme she, the said Isabell, maid suit to this examinat and Lionell Smith to goo with hir to Mr. Cokkye, the officiall to Mr. Archedecon, who then sent for the said Wiliam Walker hir husband; at which tyme she, the said Isabell, required a certain peic of money to bere hir charge to London, and certain apparell, and she wold troble hym no more, saing that she was non his lawfull wyfe, nor he, the said William, non of hir husband, for she, the said Isabell, was precontract with Ambrose Chapman in the presence of Mr. John and his wyf. Which apparell, and the some of 6*s.* 8*d.*, or ther about, she, the said Isabell, had, and toke away with hir. In which tyme of absence of the said Isabell, the said William Walker and Elynour Wylkinson have nowe kepte hous to gyther 9 yere and moore at bed and borde, to this examine's knowledge, being a neighbour, and was maried, by report, out of the dioces. And he saith further, that the said Elynour was wyfe to one Robert Wilkinson, which Robert was one naturall father to one Alies Wilkinson, wyfe to the said William Walker.

By me, RYCHARD BELL.

JASPER HORSLEY, of the city of Durham, yoman, aged 56 years.

He saith that he, this examine, being constable about 16 yere agoo, William Walker came to this examine betwixt 7 and 9 of the cloke at night, and requierd hym in the King's name to goo to one Isabell Browne's house, and there to arrester the said Isabell Walker, the said William wyf, and to kepe her furthcomyng unto the morning. Wherupon this examinat, coming unto the said house, found the said Isabell syttinge with one Symon Brake. The said Isabell said that she had

come frome hir husband bycause he had bett her that day. And the said Symon said he taried with the said Isabell to the dead of the night were passed, that he might carye hyr to Mathew Ellyson, which was at William Kirkhous of Merington, and that he wold cary hir to London. And so this examine brought them and their burdens to John Frennd's, and so to the castell to be impresoned; sainge further, that he is sewer that Elynour Wilkinson articulate was wyfe to one Robert Wilkinson, smithe, who haith contynewed in howse with the said William by the spaic of 9 yeres; and he belyvith they were married to gither, but he knoweth not wheir.

JASPER HORSLEY.

GEORGE WILKINSON, of Durham, blaksmith, aged 36 years.

He saith that he remembrith that, about the tyme articulate, she came home from Newcastle as bryde, and dwelt together as man and wyf with the said William in the Balye, by the spaic of one yere.

He saith that the said William Walker maryed this examine's sister, by reson wherof this deponent was often tymes commyng and goinge to the said Walker house. And for that the said Isabell used evill and suspecius compeny in the said William's absence, they two, the said Isabell and William, agreed very evill; and she, the said Isabell, wold say often tymes to the said William, in the presence of this examine, that she was non of his wyfe, and that one Chapman hadd her faith and treweth. And, after that she had lyved in the towne apart frome hym, the said William, she maid suit to Mr. Cocky, the official to the Archdecon, to have a releif of his goods. At whose request the said William Walker gave to the said Isabell 6s. 8d., so that she wold troble hym no more. Whereupon she, the said Isabell, went to London; but he knoweth of no other partyng by law, but as he haith predeposed. And further he saith, that the said Elynour, articulate, was one Robert Wilkinson, this deponent's father's, wyfe; and that the said William Walker first married one Alies Wilkinson, daughter to the said Robert, and suster to this deponent. And he belyvith that his suster Alies was wyfe to William Walker whill

the said Elinour was wyf to the said Robert Wilkinson, his father, and that the said William Walker and the said Elynour hath dwelt to gyther as man and wyfe by the spaice of 12 yeres; and he belyvith that the said William and Elynour was maried in Northumberland, in a church cauld Horsle, by report.

GORGE WYLKYNSON.

JANET DENNIS, of Durham, singlewoman, aged about 30 years.

She haith knowne the said William Walker and Isabell his wyfe about 20 years sench, being about the same tyme ther servant, and dwelt within the Baliff of Durham, in the house next Mrs. Rackett.

She saith that the said Isabell was an honest woman all that tyme abovesaid, for any thyng that this examine knew to hir, day or night, being servaunt to the said parties about the spaice of halfe a yere, during all the which tyme ther was good grement bytwyxt the said parties, and she, the said Isabell, never detect of hordom with one or other, to hir, this examine's, knowledge. Examined whether that she, this examine, was privy or no to hir hordome with Conand Barton or Asley, or any other, and at such tyme locked the said William hir master to the doore, unto the said Barton or Asley, or others that used the said Isabell compeny for hordom, or for such lyke intent, were conveyed out of the backe doore over the wall; to the which she, this examine, answerith *negativè*, by virtue of hir oothe. Examined whether she, this examine, haith known the said Isabell to have bein so crewell, malicious, and so deadly an enymey to the said William that he was afraid to dwell and kepe house with hir, the said Isabell, or noo, or whither this examine haith knowne the said Isabell Walker, or any by hir procurement, to have lyne in wait of the said William to kyll, mame, or hurte the aforesaid William at any tyme to hir knowledg; this examine saith nay, by hir truth, she never knew any such.

She saith, upon hir ooth, that she never sawe the said Asley to hir knowledg in all hir daies; and the said Barton, this examine saith that she never sawe hym day or night within the

said William Walker's doores; saing, to hir remembranc the said Isabell use no geists, nor brewed to sell, that tyme that this examine dwelt with hir: and that either the said Barton or Asley at any tyme dyd feir or threton the said William, this said examine denieth utterlye upon hir oothe.

She saith that she, this examine, was borne in Northumberland, and was but a wench newly comed to Durham; and that the said William Walker's was the first house that she, this examine, dwelt in in Durham.

Signum + JANETÆ DENNIS.

WITNESSES ON THE PART OF WILLIAM WALKER,
23 FEB. 1570. [C. f. 335.]

EDMUND PALMER, of Newcastle-upon-Tyne, taylier, aged 26 years.

He haith known William Walker but sene Christenmas last, and the said Isabell, by the name of Mary Stathan, one yere and a half last past: which Isabell, alias Mary, came from London, in this examine's compeny and his wyfe's, with Robert Stathan, which this examine toke to be hir husband.

He saith that he cannott depose of any such daidly haitrett bitwen William Walker and Isabell articulate, bycause he haith never knowne them to have dwelt to gither, nor knoweth not of their usuadge, but by report.

He saith that, about Mydsomer last, this examine, serving in Capitain Knowell's bande, at Barwike, under which capitain one Robert Staythan dyd also then serve, with whome one caulding hir self Mary, which he perceywith nowe is caulde Isabell Walker, kept house ther as man and wyfe to gyther. And a rumour being spreidd that she was a man's wyfe in Durham, Phillip Goondy, the auncient, and Richerd Towneshende, sergiant of that bande, cauld the said Robert Stathan and Marye byfore them, chardging hir to be an other man's wyfe, and not the said Stathance's. Wherupon she, the said Marye, in the presenc of this examinat, brought in Robert Sankkye and

William Androwes, of the same bande, which testified then and tber that they had bein at the mariadg of the said Marye and Robert, at the church without Allersgaytt, in London, which mariadg, they said, was celebrated at Bartlemew last was tow yeres. And further this examinat saith, that he haith known the said Roberte and Mary dwell to gyther in one house as man and wyfe, as this examine and neighbours therabouts dyd take ytt.

He saith that he cannott depose that hir, the said Isabell, sought to dwell with hir husband, William Walker articulate, for his distruction. Mary, he remembrith that she reported at Barwik, after that she was out of hir troble ther, that she wold mak clame to hir husband William Walker, here of Durham, to se yf he wold gyve hir ought towerd hir chardge to London.

EDMOND PALLMARE.

MARGARET PALMER, wife of the said Edmund, aged 30 years.

She haith hard the said Isabell report to this examine, that in deyd she was married to one William Walker, in Durham, at hir frind's mocion; but for as moch as she was byfore betrothed to an other man of Newcastle, and upon remorse of conscienc she sought a devorsement, and so departyd frome the said William Walker to London.

She saith that, a moneth after Bartlemew tyd was two yeres, this examine, being in London, was present at dyner the day of the mariadg of the said Robert Stathan and Mary, for by that name she was married and cauld ther at a church without Aldergayt, and dwelt to gyther in Clarkin well, near the dwelling of this examine.

She beliveth that he is neither so olde nor she so young, but that they may dwell to gyther.

She is but a stranger in this contre, and ys not privy of any matter further than she haith deposed upon.

Signum + dictæ MARGARETÆ.

THOMAS WHITEFILDE, of the city of Durham, draper, aged about 68 years.

He saith, that as towchinge hir, the said Isabell Walker

crowelnes, or seeking of his death, he knoweth nothing. Mary, he thinkith the said Isabell dyd not use hir selfe honestly to William Walker, hir husband, for, as it was commonly reportyd emongest hir neighbours, she went twyse frome hir husband, once in this towne, being then baliffe, and one other tyme to Darlington. And at hir going to Darlington she had hir husband's licenc to fett money that she had borrowed of dyvers; but one John Peirson, that caried hir thither, culde not bring hir home with hym. And yett afterward, at her home comyng, the said William Walker, by intrety of neighbours, was content to take hir again.

He cannott tell for what cause she came into the contree. He thinks that William Walker is more lyke to bett Isabell his wyf, then she the said William.

Super interrog. He saith that he, this examine, and his wyfe, was in Newcastle at the mariage of the said William and Isabell, which was married in Allhallowes church ther; and both at the offring and at the dyner. Mary, he thinks he, this examine, was in Henry Fallowfeld's house ther town at the mariadge and solempnizacion betwixt them; and for the mariage of William Walker and Elyn Wilkinson he cannott depose, but only he was at supper that night with them emongeste other neighbours.

Signum + THOMÆ WHITEFIELD.

GEORGE WILKINSON, of Durham, blaksmith, aged 34 years.

He saith that he thinks in his conscience that she was not an honest woman, for that she haith kept unlawful company with one Barton and Asleye. He saith that he haith dyvers tyme come home with William Walker, being his brother in lawe; at what tyme the said Asley and Barton being loked in his the said William's house with the said Isabell his wyf, she wold not open hym, the said William Walker, the dore, unto she had letten the said Asley and Barton furth of the garth end. Examined de tempore, he saith about 7 or 8th of the cloke at night. And he thinketh William Walker was afraid of Asley and Barton, by hir procurement, as he haith hard the said William Walker say. Mary, for any fere that he was in of hir, he cannott depose.

He saith, as he haith said byfore, that he haith harde the said William say often tymes to this examine, being then his bed fellow, that he was afraid of the said William Asley and Barton.

He saith that he haith harde yt reportyd that she partyd from the said William upon agrement maid byfore Mr. Cockey for a peic of money, privatly, without any order of lawe.

He saith he thinketh that she, the said Isabell, had rather haith the said William dead or alyfe, bycause she is married with one other, and wold still contynew with hir lait husband; and haith harde the said Isabell say that she was none of the said William Walker's wyfe, and thinketh that few will be suirtye for hir.

He saith that William Walker is an aidgeman, and broken in labour, and not able to gainstand the said Isabell.

Super interrog. He saith that by report the said William and Elyn was married in a church cauld Horseley, in Northumberland; and otherwaies he cannott depose.

He saith that he was in name with the said Elyn in the way of marradge, but not otherwaies.

He saith that report was that William Walker bett the said Isabell; he thinks by meains of hir evill wordes.

Per me, GEORGE WYLYNSON.

JOHN FREIND, of Durham, laborer, aged 60 years.

He saith that, towching Asley, he never knew hym; but as for Conand Barton, he, this examine, haith sein hym resort to the said William Walker house; that, although yt was an aile house, yett he thinks the said Conand repared thither more for the love of the said Isabell then for the aille, considering his, the said Barton's, demeanour; but for thretninge of the said William by Asley or Barton, he cannott depose.

He saith that, if the said William and Isabell shuld dwell togyther, that the said William shuld then be in danger of his lyf, by the procurement of hir, or such as wold repare to hir of lyklyhold.

He thinks that William Walker is not so aided but that he might kepe hym self harmeless against hir, the said Isabell.

Super interrog. He saith that by report the said William Walker was married bothe with the said Isabell and Elyn.

He saith that ther was a reckning and report that the said William shuld kepe the said Elyn as his lemon byfore he married hir.

He saith that by report the said William Walker bett the said Isabell his wyfe, but yt was to litle; and that he haith hard reporte of neighbours that he threatyned hir, the said Isabell, to cast hir over the wall at hys garth end.

Signum + JOHANNIS FREIND.

JOHN RACKETT, of Durham, gen., aged 54 years.

He saith that he thinketh William Walker might dwell with hir, the said Isabell, without danger of his lyfe. Howbeyt he haith hard hir say byfore Mr. William Cockey and John Tailfeir, that rather then she wolde aske hym, the said William, forgyvenness, she hadd rather se his throte cutt; but he thinkith of his treweth that she wolde not do as she said then in hir anger 19 yeres agoo.

He thinketh that yf she dwelt with hym, the said William, he might salvely dwell with hir.

He thinketh William Walker ys sufficiently able to curry* the said Isabell, yf she were with hym.

JHON RAKETT.

CCLXXXVII. CHRISTOPHER ROBSON AGAINST KATHERINE MARSHALL IN CAUSA MATRIMONIALI. [C. f. 212 b.]

EDWARD ROBSON of Newcastle, tanner, aged about 50 years.

The said Christofer is his naturall son, and the said Katherin Marshall about 12 yeres last past he haith well known.

He saith that the said parties this examinat haith hard talk of mariadg to be had bytwixt them, in this examinat's house in Newcastle, about the third day of January, anno Domini 1569^{no}, last past.

This examinee thinks that article (the second) to be trewe; for the said deponent remembreth well that, the said third day

* ruyll (rule), *interlined*.

of January præarticulate, the said Katheren and Christofer, being bothe in this examine's house, about 6 or seaven of the cloke that night after supper, the said Katherine, talking with this deponent of the matter of mariadge to be had bytwixt the said parties, she said that she wold aither be the said Christofer wyf that night, or not at all. And this deponent moved her to confer with hir frends, as he wold also consyder therof. And she said she was at apoint in that matter, yf this examine wold give his sone 20 markes. And he, this examine, tolde hir of his great chardg, and promised fyve pounds; and more he culde nott well gyve; and she said that she was therewith content, and with his further offers to make hym free of his scienc, the tanner craft. And ther upon the parties dyd contract them selves per verba de præsentis, as is articulate, videlicet, "Here I, Christofer, take yow, Kathren Marshall, wedo, lait wyf of Percival Marshall, to my weddyd wyfe, and forsaike all woman for yow duringe my lyfe;" and she, the said Kathren said, "Here I, Katherine, taikes yow, Christofer Robson, to my weddyd husband, duringe my life;" and no more that he can tell of. Examined whither they dyd pleight ther ther treuthes at that tyme to gyther, or no, he, this examine, saith that they dyd; and therupon toke hands and dranke to gyther, and also kissett to gyther often ther. Examinatus de circumstantibus, he saith, Roger Davison, skynner, and Margaret his wyfe, and no moo. Examined who sent for the said Kathren, or upon what occasion she cam thither that night, he saith that he cannott certainly depose; but he thinks she came for matrimony.

He saith that, by the spaic of sex wekes after the tyme præarticulate, the said Kathren came dyvers tymes to this examine's house to supper, as he, his son, and sone-in-law, was at hir, the said Kathren's, house att supper also; and at sondry tymes, bothe in this examine's house as in hir the said Katherine's house, the said Kathren haith acknowledged hir self to be contracte as abovesaid.

He saith that ther was a rynge gyven by the said Kathren to the aforesaid Christofer, and he gave another ring also to hir. And he remembrith well that he, this examine, dyd se

the said Katherin gyve the said Christofer a ringe of sylver, but whither it was gilt or no he cannott depose.

Super interrog. He saith, as he haith predeposed, that he is naturall father to the said Christofer, and he knoweth none that moved the matter so moch as hir self.

He saith that he is worth 30£, debtless, of his own goods; and the said Christopher, at the tyme prearticulate, worth 20 nobles, and now not worth 20s.

He thinks that the said Katherin was worth then of hir own goods 10£; and her lands, videlicet houses, 4£ a yere, or better.

He thinks that the said Chistofer had bein as good a bargain then as she was, yf the matter had goon forward.

Signum + EDWARDI ROBSON.

CCLXXXVIII. MISCONDUCT IN THE CHURCH OF WOLSINGHAM. [C. f. 75.]

Examinacio LIONELLI NEVILL articulis ex officio adversus ipsum propositis.

LIONELLUS NEVILL,* de le Esshes, juxta Wolsingham, in com. Dunelm. generosus, ætatis circiter 30 annorum.

Fatetur that, at the tyme of morninge praier of the said Richard Rawling, about the tyme libellat, this examine came to the said Richerd Rawlinge, beinge at the divine servic, saing the said morninge praier, and requiered hym to put off his surples, according to the will of the XXIIII. of the parish, and gyve the same to Sr. John Peirt, articulate, to saye furthe the morninge praier; and thes words, and no other, thys examine said to the said Richard, without countynanc of anger or evyll behaviour; and the young man then toke yt well and found no faultt, and delyvered his said surples to William Trotter, one of the churchwardens ther, and he gave yt to the said Sr. John Peir (so), whiche said furth the servic and comunyon, and the said Richard receyved the comunyon that same day with the said Sr. John. And for christening of any childe that

* See Surtees's Hist. of Durh. vol. iv. p. 163.

day this examine cannott depose, and yett he knowledgith hym self that he dyd fault and with wrong, and contrary to the Quene's statuts, and is right sorye for the same. Examined whither that he dyd thretyn the said Richard Rawlinge to pull his surples of his bake, or no, negat penitus, saing upon his conscienc he ment no harme in his doinge or saing at that tyme, being sory that upon any such ygnorance that this examine said so moch as he dyd, and haith here confessed, seinge that yt was against the Quene's proceedings; saing further that he thinks that Richard Rawling wyll excuse hym of this article.

TESTES producti ex parte officii contra LIONELLUM NEVELL.

[Ib.]

ROBERT HARTLEY of Thorneley, near Wolshingham, yoman, aged 50 years.

He saith that at the tyme articulate this examine was in his parish church, at his praier, at what (tyme) the said Lionell Nevill and the said Richard Rawlinge, articulate, was at comunicacion and high words about chrystining of a childe; in so moch as the parish clud about them, unto the church warden found faut; and this examine, being in Mr. Bowes' porch,* cam from thenc to her what the matter was, at what tyme the said Richard Rawlinge was putting of his surples. Examined, what wordes he hard them speake at that tyme, nescit deponere. Examined, who christened the childe then, he saith that St. John Peirt did christen the said childe. Examined de tempore, he saith, to his remembranc, upon a sonday, at the hynder ende of the morning praier. Examined whither that Lionell Nevill said and commandyd then the said Rawling to put of the surples, that the said St. John might christen the childe, or ells he wold take yt of the said Rawling's backe, he saith upon his oath he hard no such wordes.

* Sir George Bowes, for his services in the Rebellion of 1569, had obtained a grant from the Crown of the forfeited estate of Bradley Hall in the parish of Wolsingham, and along with it a porch in the church, which is here beginning to be called "Mr. Bowes's Porch."

Examined whither he, this examine, haith hard the said Lionell command the said Raulinge, yf he wold doo any servic, to do yt in the quere, or not in the bodey of the church, he saith that he canot depose of thouse wordes.

Signum + ROBERTI HARTLEY.

WILLIAM RANOLDSON, of Wolsingham, aged 29 years.

He saith that he, this examine, being parish clerk ther, dyd se the said Richard Rawling do the morning praier, about the tyme articulate, very decently and orderly, without any interruption of any man, for this examine helpt the said Richard on with the surples, and was present with hym all the said tyme of the morning praier. Mary, immediatly then next after the said praier being doon, this examine went to ring the bell to the communion, and frome thenc went to the personage to fett the communion cup; and at this examine's comming again to the said church the said surples was of Sr. John Peirt, but which was saying the communion or commemoration in the boddy of the church. Examined whether he, this examine, haith hard the said Lionell Nevill say or speake any such uncomly words to the said Sr. Richard Rawlinge as ys articulate, he saith, upon his othe, that he never hard the said Lionell speake such wordes as ar articulat or any such lyk. Examined who christened the child articulate at that tyme, he saith Sir John Peirt, to his remembranc, for the same Sir John dyd all the servic that forenoone after the said morning praier.

He saith that the said Lionell Nevill, the tyme articulate, when Sir Richerd Raulinge had the surples on, and was at the communion table, cam to the said Sir Richerd, and desyred hym to put off his surples, and gyve yt to Sir John Peirt, to do the service, as he had doon byfore, unless he hadd my, Lorde suffragane's * letter, or admitt to serve the parish, as the other preist was. It was in the tyme bytwixt the morning praier and communion tyme.

WILLM. RANATSON.

* Thomas Sparke, formerly a monk of Durham, and suffragan bishop of Berwick under the Act of Henry VIII., was at the present time rector of Wolsingham.

RICHARD RAWLINGE, of Stanhop, clerk, aged 26 years.

He was disturbed by the said Lionell, in tyme of dyvine servic, as well concerning the surpluss articulate, as also toching the christening of the said Byerle's childe, which fact was presented by this examine and the church wardons then beinge.

Per me **RICHARDUM RAWLING**.

WILLIAM TROTTER, of Wolsingham, laborer, aged 60 years.

This examine, being in the church of Wolsingham, bytwixt the morning praier and communion, the said Sir Richard Rawlinge standing at the communion table ther, reddy to cristen the childe articulate, John Bierlay, the father theroff, said that the said Richerd shuld not christen his childe; and therupon the people came to gither, and then the said Lionel Nevil comandyd the said R. Rawling to putt of the surples, and so Rawling dyd immediatly, and then the old preist, Sir John Peirt, put on the surples and christened the said childe.

Signum + **W. TROTTER**.

CCLXXXIX. BRAWLING, OR MISCONDUCT IN THE CHURCH OF WOLSINGHAM. [C.]

The personal answer of **ARTHUR CHAPMAN** of Wolsingham, blacksmith, aged 30 years. 3 Feb. 1570.

He saith that, upon St Mathewe Day last, he, this examine, was in the church of Wolsingham, the tyme of the morning praier; at what tyme this deponent was redinge of an ynglish boke, or prymer, while as the preist was saynge of his servic, no myndynge what the preist redd, but tendynge his own boke and praier. Mary, he redd not allowde to the hynderenc of the preist, to his knowledg; but the preist, after the first lesson, willyd him, this examine, to reid mor softly: to whom this examine answered that he wold mak amends for that fault, and further this examine said nott. **ARTHUR CHAPMAN**.

The personal answer of **JOHN LABORN** of the same, laborer, aged 20 years.

He saith that, upon Christenmas evon last, he, this examine, came to the church ther, and brought one crowe into the

said church byfore service; and one William Marley toke the said crow of this examine and threw the same into a porch ther; and he saith, upon his oath, that he knoweth not whoe putt the straw through the said crowe's nose, and dyd not with the said crow perturb the servic, then being unbegun.

JOHN LABORNE.

The personal answer of ARTHUR CHAPMAN ad positionem additionalem.

The said Arthur saith that he had a primer in english, which he haith had a twelvemonth and more; which primer is in this Juge's hands, and which he, the said Arthure, haith used to prai on, and at such tymes as he now is blamed for. And, yf yt be against the Quene's lawes, he submitteth hymself to the correction of this court; and to the rest of the article he haith answered the same byfore.

The personal answer of WILLIAM MARLEY.

He saith that, upon Christenmas evon last, byfor the morning praier, John Laborn brought a crowe into the church, byfor the servic, which this examine toke into his hands, and put a strawe crosse in her mouth to se how she culd flye; wherat the minister said, "Yt is a shame for to bringe any suche to the church;" to whom Laborn answered, "Yt is well yf ye doo no worse." And this examine willd the minister to go to servic, and the crowe shuld not trouble hym.

CCXC. THE WILL OF BEATRICE ALLEIN. [C. f. 216].

TESTES producti ex parte magistri Johannis Blaxton,* armigeri, super factione Testamenti sive ultimæ Voluntatis cujusdam Beatricis Allein, singlewoman, nuper de Blaxton, alias de Stokton, defunctæ.

ROBERT BLAXTON, of Norton, clerk, aged 36 yeres. He saith he haith knowne hir this 20 yeres, at Stokton and Blaxton togyther.

Super factione Testamenti prædicti, which was redd in the

* See a pedigree of the family of Blaxton or Blakiston, *Surtees*, vol. iv. p. 162.

court, and is of his own hand writyng, he saith that all and singuler thyngs conteyned therin is trewe; sainge further that he, this examine, was sent for by Mrs. Blaxton, 12 Febr. 1565, and upon hir mocion dyd visyt the said Beatrix, then very sicke; and after such tyme as he, this examine, had gyven hir his goostly counsaill, and after she had received the communion of this examine, she, the said Beatrix, was willinge of hir self to make hir will, and moved this deponent to write the same in the forme that it is nowe exhibyted in the court, and byfore the wyttnes named in the same; all which contents aforesaid she utterd of hir own mynde, saving that this examine asked hir what she wolde doo with hir house in Stokton, and the said testatrix answerd that she wolde gyve all hir right and tytle to John Lilborn, making four fatherless and motherless children, being hir cosings, hir executours.

He saith that, to the uttermost of his knowledge, she, the said Beatrix, was of perfecte remembranc, and nott madde; which thinge he well remembred by that that she spak discreetly, and caulde to remembranc that hir mother had gyven and bequethed 5*s.* or 6*s.* 8*d.* for the repairing of Stokton causye, and something towerd Stokton church, which she requierd Mr. Blaxton to pay and dischargd.

He saith that, with one yere next byfore the making of the said will, she, the said Beatrix, was raving madd; but she was moche staid in hir wytt within one quarter of a yere after hir commyng to Blaxton; and within one half yere next byfore the making of the said will, the aforesaid Beatrix Allen was very quiet, and so contynued to the day of hir deathe.

He saith that the said Beatrix dyd none of those things conteyned in the said interrogatorye, but sat very quietlye.

He knoweth not yett who shall beir his chardges, and he is worth, debtless, 20 nobles. ROBERT BLAXTON, Curate.

CCXCI. THE PERSONAL ANSWER OF THOMAS WAWTON IN CAUSA MATRIMONIALI. [C. f. 224].

THOMAS WALTON, of Emsought, in Austenmore, in the co. of Cumberland, and diocese of Durham, husbandman, aged 30 years.

He saith that, being fre frome bands of mariadg, he was a suitor to the said Elizabeth aboute four yeres agoo; and upon conferenc with hir frends, for that this defendand dyd demaund in mariadg hir father's farmehold, which he refusyd to graunt, his said suyt stayed, and went no further.

He believes that the said Elizabeth dyd onc writhe a gimer of this defendand's fynger, and put yt upon hir owne, and this examine gave hir a pair of gloves, but he, this defendand, never gave hir any in any suche maner as in this posicion ys mensioned.

Signum + THOMÆ WAWTON.

CCXCII. THOMAS SOLYE AND WILLIAM HEADLY AGAINST
AGNES SMITH, IN CAUSA MATRIMONIALI. [C. f. 225].

TESTES producti ex parte Thomæ Solye adversus Agnetem Smith.

JAMES ELMEDAIN, of Rudbye, in com. Ebor., gen., aged about 50 years. Thomas Soley he haith knowen 20 yeres, and Agnes Smith sence Pentecost last past, and is not of kyne to neither partie.

He saith that, upon Wytsonday even last past, this deponent rode with the said Thomas Soley to the said Margaret Smith house, as also at that tyme one Percivall Gibson dyd lykwe ryde with them; which Percivall was the bringer of this examine and Thomas Soley, abovesaid, to the said house. At what tyme they all thre was well taken withall, and welcome. And the said Thomas Soley was a suiter to the said Margarett for the goodwill of hir daughter, the said Agnes, at the said Percivall mocion, being the said Margarett kynsman. And after that the said Percivall and Margarett had talked secretlye toghether, the said Margarett, in the presenc of this examine, gave the said Thomas Soley hir good wyll of the aforesaid Agnes; and thereupon they tow, the said Thomas and Agnes, talked toghether about an houer of matrimonye to be had bytwixt them two, so audiently, that this deponent hard; also the said Margarett and Percivall might have hard them. Mary, the said Margarett, at ther departing, appointyd the said Thomas Soley to come thither

again upon Mydsomer evon, then next after; and in the mean time she wold talke with hir friends, and then gyve the said Thomas an awnswer, for that a wedoo man, as she the said Margaret then alledged; was a suiter to the said Agnes.

He saith that, according to the said Margaret appoyntment; this examinat and the said Percivall and Thomas Soley came all agayn to the said Margaret's house, at the Lawe aforesaid, upon the said Mydsomer evon last past, and was welkom, and had very good cheire; and this examinat, being wery with ridinge, went to bed, and, being the awaike night, the said Percivall and Margaret the wyfe went to the waike fyere, which was a great way of in a banke syde,* and left the said Thomas and Agnes together alone in the said house. And yt was nigh daye when the said Percivall and Thomas cam to bedd to this deponent; and on the morow, being Mydsomer day, after breakfast, the said Margaret, in the hering of this examinat and the said Percivall and other, said to the aforesaid Thomas Soley, "I plaid, you, Thomas, fair play yesternight;" and asked then the said Thomas and Agnes, coming together out of the foorehouse to the gait doore, "yf they two were agreed?" and the aforesaid Thomas and Agnes answered that they two wer agreed, so that they had hir, the said Margaret's, good will; to the which she answered, for hir part, she gave the said Thomas hir good will of the said Agnes as frely as God gave hir to hir. Wherupon the said Thomas Soley toke the said Agnes by the hand, and said, "Here I give the my faith and treuith, and forsake all other women for the, so long as God send us to lyve to gither." And the said Agnes answered immediately even then to hym, "And I, Agnes, take the, Thomas, to my husband, and forsake all other for the," and so kyssed her, and put a ring upon hir fynger. And when thes things was doon, she requierd the said Thomas to come again within a weik or a fortnight after, to be aquantyed with hir freinds, which intendyd to meit at a wedding.

Signum + JACOBI ELMEDEN.

PERCIVAL GIBSON, of Airsome, county York, butcher, aged 34 years. He saith that he haith known Soley this 14 yere, and the said Agnes of a childe, being hir cosing garman, one degree removed.

* "two flyght shott off," *erased*.

He saith that, having occasion to ride to Stagshawe Bancke,* he, this deponent, came to Margaret Smith's house, being his ant's daughter, in company with the said Thomas and James Elmeden, upon Wytson eoven last past; and, meaning to prefer the said Thomas Soley to one Isabell Smith hir daughter, being by chanch then married, he comoned and talked with the said Margaret to bestowe one of hyr dowghters of the said Thomas Soley, having good farmehold to bring hir unto; whereunto the said Margaret aunswered that hir daughter Agnes was in talke with one aged man of Medomsley, whome she liked not so well as the said Thomas; and therefore, if they braik of, she culde be content that the said Thomas shuld be a suiter to the said Agnes. And so she, the said Margaret, wilde the said Thomas to come again upon Mydsomer evon, and he shuld have further answer. And when the said Thomas and Agnes had then talked together bytwixt themselves, they departyd; and, this examinat and the said Thomas and James came home again, and was at this town of Durham at the markett.

He saith that this deponent and the said Thomas Soley and James came again to the said Margaret his said cosing's house, upon Mydsomer evon last past, at what tyme the said Margaret was well content with their coming, and the younge man Thomas Soley was welkom to have hir good will upon hir said daughter Agnes; and, after moch talke and conferens that this examinat and the said Margaret had that night, the said Margaret left the said Thomas and Agnes to gither in hir own house, and went hir self with this deponent to the waik fier. And in the morrow, she, the said Margaret, asked them if they two were agred; and the said Thomas and Agnes said, "Yee;" and in the presenc of this examine the said Thomas and the aforesaid Agnes dyd pleight ther faithes together, &c.

Signum + PERCIVALI GIBSON.

The personal answer of AGNES, alias ANNE SMITH, 5 Oct. 1571. [C. f. 223 b.]

AGNES, or ANNE SMITH, of the Lawe, near Medomsley, aged 21 years, to the positions, &c. of Thomas Soley, of Cleveland,

* A cattle fair has been for many centuries held at Stagshaw Bank at Whitsuntide, and is still much frequented.

saith that at Wytsonday last the said Thomas Soley, riding to Hexham, cam to hir, this examine's, mother's house, with one Percivell Gibson, one of ther kindsfolks, where they lay all that night; and afterwarde, about Mydsomer then next following, the same Thomas Soley came again to hir said mother's house, with the said Percivall Gibson; at what tyme the said Thomas requiered hir said mother's good will to be a suiter to this examine; whereupon he, the said Thomas, brake his mynde to this examine. And otherwaies she, this deponent, belyvith that article not to be trewe.

She saith that, for hir owne part, she was betrowhed thre yeres agoo to William Headley, of the Woodsyd, byfore Eddy Symson and William Stevenson, in somer, at hir, this examine's, mother's house, and so was not free to make the said Thomas any promes, nor made hym any such promes as is here libellat.

He offered hir a pair of cloves, but she refused, and wold not take them.

WITNESSES on the part of Anne Smith, against the witnesses of Thomas Soley, in causa matrimoniali. [C. f. 370.]

LIONELL NEVILL,* of Wolsingham, gen., aged 30 years and more.

He saith he haith known Percivell Gibson about 12 yeres last past, being moch at one Christopher Blirthorn, in Wolsingham, by the spaic of one halfe yere or therabout, during which tyme the said Percivall, goinge to Stokton, or therabout, brought a gray nag to the said Blithorn, which the said Christopher Blithorn thought had bein Percivall's owne nag; but at lenght one came that chalenshed the said nag. Wherupon the said Percivell fledd away for a longe tyme. And the said Christopher Blirthorn agreed with the said partie, for that the said Percivall was a kyn to his the said Christopher's wyf, wherof it came also that, the said Christopher wanting shepe, the said Percivall was suspectyd for them.

Signum + LIONELLI NEVELL.

* See p. 228, above. This and the following gentleman were stray branches of the great family of Neville of Raby, and yet only one of them can write his name.

JOHN NEVILL, of Whittynstaw, in co. Northumb., gen., aged about 36 years.

He saith that, about fyve yeres agoo, this examine hard one Robert Peirson, then mylner of St. Andro Awkland mylne, a man of good credit, say that the said Percivall Gibson, hauntynge the compeny of certain suspectyd persons, was of evill demeanour, and countyd to be gyven to ydlenes and steling.

JOHN NEVYLL.

TESTES producti ex parte WILLELMI HEADLEY, contra AGNETEM SMITHE, in causa matrimoniali. [C. f. 399.]

JOHN SIMPSON, of the Lawe, near Ebchester, in Co. Durham, husbandman, aged about 30 years.

He haith knowen both the parties abovesaid of children, being a dweller and brought up within one mille and a half of them bothe, saing that the said William and this examine are brether and suster's children. Examined how long he, this deponent, haith known Thomas Soley, he saith that senc the tyme the said Thomas haith bein a suter to the said Anne, alias Agnes, viz. about a yeir or mor, and no longer.

He saith that, about harvest this tyme 2 yeres now last past, this examine caried a bowed grote and a bowed *2d.* as tokens, sent by this examine frome the said William, to the aforesaid Agnes, and delyvered the said tokens to the forsaid Anne, being then spyning in a little house within hir mother Margaret Smith dwhelling house; at what tyme the said William told this examine that the matter was so furtherlye bytwix them 2, the said parties, that neither his frends nor hir frends can hynder the same, meaning in the way of mariadge; and at the delyverye of the said tokens, this examine hard the said Anne Smith say the same wordes. **Signum + JOHANNIS SYMPSON.**

EDWARD SYMPSON, of East Lawe, near Ebchester, aged about 32 years, being naturall brother to the said John Sympon.

The said Thomas Soley he haith known senc Mydsomer day was a twelmonth last paste.

He saith that he, this examine, haith dyvers and sondry tymes harde the said William and Anne Smith talke together of

mariadg to be had bitwixt them two ; and especially upon Pase monday was a twelmonth last past, at after noone towerd evoning, as this examine and William Headley and Agnes Smithe came from Ebchester towerd the sayd Lawe, wher they had bein making merye, they satt downe in one medow-close in Ebchester west feild ; at what tyme, when the said William had axed hir howe she was mynded to them that she was lykened unto, meaninge Andro Hunter, she answerd the said William Headley that she wold have nothing to doo with any of them, yf he wolde be the same man that he was byfore to hir ; and he, the said William, said that he wold. Wher-upon he, the said William, toke the said Agnes by the hand, and said, " And I forsake all other women for thi sake, and [give] the my faith and my treweth." And she said the lyk to hym, that she wold forsake all men for hym, and gyve hir faith and hir troweth to hym ; and therupon the said Agnes toke a gold ryng of hir fynger, and gave the same to hym, the said William Headley, and the said William gave then the said Agnes one bowed *6d.* and bad hir put yt in hir purch. At which contracte and gyfts was present then Elizabeth Smyth, a singlewoman, and Christabell Androo, also unmarried, and no moo.

He saith that, after that tyme, he, this examine, thought in his consciens that they two were man and wyfe byfore God, and culde have no other. And frome that tyme forward they neither of them two layned* ytt ; in so moche as the said William father and Agnes mother had meityngs for the setting furth of goods in preferments of ther mariadge. And also this examine tolde Thomas Soley, at Lammas was a twelmonth, that he culde not have the said Anne in mariadg.

Signum + EDWARDI SYMPSON.

ELIZABETH SMITH, singlewoman, sister of the said Agnes, aged about 21 years.

She saith, that upon Monday in Easter weike last past was a twelmonth, at after noone, towerd night, coming home-ward frome Ebchester, wher they mayd merye, the said William Headley came agaytward with the said Agnes, this examinat,

* Concealed.

and hir precontest, Edward Sympson, and in their way satt down in a medow in Ebchester west feilde; at what tyme the said William Headley and Agnes Smith dyd betrowth them selves th'one to th'other, the said William sayinge thus, "Anne, thou hast had many suiters, and wilt thou forsake all other men and take my parte?" and she answerd, "Ye, by my trewth, will I;" and then aither of them toke other by the hand, and plight ther trewth togethers; and she gave him a gold ryng oute of hir pursh, and he, the said William, gave hir one bowed peic of silver; and further she cannott depose.

She, this examinate, never hard hir suster after that tyme of contracte talke of that matter; saing also that yt was layned also for their mother unto nowe of lait.

Signum + ELIZ. SMITH.

CHRISTABELL ANDRO. Memorandum, that the 13th of December examined

Christabell Andro, of Ebchester, singlewoman, being sworn the same day, ad informandum animam Judicis, to say what she knew toching the contract of mariadg bitwixt William Hedlye and Agnes Smith aforesaid, that, upon Monday in Easter week was a twelmonth, she, this examinate, with others abovenamed, was present in Ebchester west feild, sytting ther upon the ground, sawe the parties contract and gyve ther faith and trewth to gither one to th'other; and the said William gave the said Agnes one pair of glowes and a bowed grote, and she gave unto the said William one golde ring; saing further that none knew more of ther two myndes then this examinat dyd, being a companyon to the said Agnes.

Signum + CHRISTABELLÆ ANDRO.

CCXCIII. JANET FERRY AGAINST MARTIN HIGHE IN
CAUSA MATRIMONIALI. [C. fol. 393.]

TESTES producti ex parte Janetæ Ferry, singlewoman, contra Martinum Highe, in causa matrimoniali, Jun. 1573.

WILLIAM LABORN of Cornfurth, husbandman, aged 40 years.

He saith that the said Janet this examine haith knowne of a childe, being his neighbour's dowghter ; and the said Martyn Highe about 14 yere agoo; that he, the said Martyn, was a suiteir, and came for the said Janett.

He saith that, about 14th yeres last past, this examine was requiered by John Ferrye, the said Janett's father deceased, with many mo of this examine's neighbours, to recorde the handfastinge of the said parties, which was in the said Ferry fauld, upon a Sondag after dyner; for this examine, and all other that was requiered to the said handfasting, dyned that day at the said Ferrye house to the number of 4 mes, what of the man's partie and of the said Janet's. At which tyme one Lancelot Ettres, a very elderly man, dyd handfast them. And firste he asked them 2, the parties, at the same tyme, in the presence of this examine and all other neighbours, whither they 2 were free from all promesse, and might plight ther faith and trewth the one to the other. And the said Martyn and Janett answered that they were. And thereupon, at the bydding of the said Lancelott, the said Martyn and the said Janett dyd willingly take hands together, and aither of them 2 dyd pleight ther faith and trueth to the other, as man and wyff, byfor God, after the contry manner, as frely as ever this examine hath done at the church doore, which haith ben twice maried. Examined *de "verba de presenti,"* he saith, that he, this examine, hard not to his remembrance all those words spoken after that sorte, but aither of them 2 did gyve other their faith and trough.

He saith that after that tyme, by the spaic of one hole yer, the said Martyn resortyd to the said Ferry house, and receyved 33 sheip, one meir; and haith confessed hymself after that handfasting tyme to be the said Janett husband, and was asked thrise in the church with her, and the day was appointyd for mariadge.

WILLIAM BRASSE of Billyhall, alias Billy Rawe, near Brancepeth, husbandman, aged 40 years.

This examine was requested by John Ferry, the wench father, and one Richard Brian, to come to the handfesting of the said parties; and so this examine dyd, and was at dyner

among many other neighbours ; and that Lancelott Eyttes, the said Janett grandfather, dyd handfast them.

RICHARD BRYAN of the Biggyn, near Brancepeth, husbandman, aged about 60 years.

He saith that he haith knowen the parties off children, the said Martyn being his neighbour barne, and the said Janet being John Ferry, this examine brother in lawe, daughter.

This examine, at the request of the said John Ferry, came with the said Martyn Hygh to the said hanfesting, wher at that tyme was in their compeny Thomas Highe, the said Martyn father, John Highe of Tuddo, the said Martyn uncle, and Richard Pinkmen, that married the said Martyn suster ; all which upon a Sunday, about 14 yeres senc, cam to Croxdaill to servic, and to the said Ferye's to dyner ; and when the said dyner was doon, Lancelott Ettes, grandfather to the said Janet, cauld of Martyn Highe and said to him in the said Ferye's fauld garth, standing against the barne wall ther byfore his father and uncle and all the neghbourers that was ther present, to the number of 18 persons, said, " Mary, nowe that we have dynded, I wold yt were known the cause of our meityn," and cauld the said Martyn " cosin," sainge, " Ar ye content here to this yong woman, my dowghter, to your wyffe ?" and Martyn answered then that he was well content so to doo, in the presenc of the said Janett, agreeinge well therto ; and therupon they two dyd take hands to gither, and aither of them dyd plight their faith and truth to the other. Examined *de " verba de presenti,"* he saith thoise words was undoubtydly spoke of both parties after the said Lancelott, which dyd handfest them, and sayd so moch to them ther upon that one might have goon a mile in the spac.

Signum + RICARDI BRIAN.

CCXCIV. SENTENTIA IN CAUSA CONVICTII. [C. f. 333, b.]

In Dei nomine, Amen. Nos, domini Episcopi Officialis, legitime procedens, te Johannem Davison, parochiæ de Billingham, ad promotionem Johannis Martyn curati ibidem, in causa irreverentiæ tuæ sive convictii contra eundem dominum Curatum perperam maliciose et sacrilege probati et judicialiter confessati,

dicendo eidem anglice, "Thou art a vacobound, a wagwalleth, and syde-tayled knave," in contemptum Regiarum injunctionum, excommunicamus, in scriptis, &c.

CCXCV. ANNE GRYNWILL AGAINST ROULAND GRONNDYE,
IN CAUSA MATRIMONIALI. [C. f. 349 b.]

ALICE STEVENSON, wife of Robert Stevenson of Bemish park head, husbandman, aged 37 years.

She saith that about the Trenitie Sunday, in the yere of our Lord 1570, the parties appoyntyd bytwixt them selves to come to this examine's house, for this examine being at a kirkall at the said Anne father's house, she, the said Agnes, then told this deponent that the said Roland and she the said Anne had appoyntyd to come to this examine's house the same day. And thereupon this deponent maid more haiste home; and coming home she found Roland Grundye and this examine's husband together, and then, after, she the said Agnes, alias Ane, came also to this examine's house; and betwixt one of the cloke and 3 at afternoon the same day this examine's husband and the said Roland lay of one bedd together in this examine's beddchambre; and the said Roland cauld for the said Anne, when he hard hir tunge, and she cam to hym. And he, the said Roland, toke the said Anne by th'and in the presence of this examine and hir husband, and said to hir thes wordes, to this examine's remembrance, "Here, Anne, I gyve you my faith and my trewth to be your husband." And she, the said Agnes, in lyke manner immediatly answerd and said, "Here I gyve you, Roland, my faithe and my trewth to be your wyfe." And then they 2 kissed and drew hands. And thereupon the said Agnes gave hym, the said Roland, then one gold rynge with a stone in ytt. And he, the said Roland, tyrled ytt bytwixt his fynggers, and ever loking at yt. And shortly after the parties had mayd mery in this examine's house, that night the aforesaid Roland and Agnes, this examine and hir husband, went all to the said Anne father's house togyther, where they supped together, but ther was no communicacion then of that matter, bycaus that

ther was certain strangers ther. And at ther coming home the said Roland tolde this examine and hir husband that he wold stand to theise words that he, the said Roland, had spoken to the said Anne Grinwell in the way of matrimonye that day as aforesaid as long as he culd speak.

**CCXCVI. ISABELLA BAYKER, WIFE OF WILLIAM BAIKER,
AGAINST THOMAS HALL OF DURHAM, DRAPER, IN CAUSA
CONVICII. [C. f. 356.]**

NICHOLAS TURPYN of Durham, yoman, aged 46 years.

He saith that upon a Sunday, in the yere articulate, and in one or other of the moneths named in the said article, but which one of them certainly this examine cannott depose, this examine, comminge to the Cathedral church to the sermont, mett the said William Baiker alsoo comynge to the said church, nigh a thorne tree at the meitynge of the wayes in the church-yard adjoining to the said Cathedral church, the said William Baiker cominge frome his owne house, and this examine coming . . . Place Grein. And, immediatly then byfor the said William Baiker and . . . entryd into the said Cathedral church, Thomas Hall came to them, and asked the said William Baiker yf he wold lett furthe his, the said Thomas Hall's, cattel. The said William, having then this examine by the hand, maid the said Thomas no aunswere. And then the aforesaid Thomas Hall said to the said William Bayker, "Wylte thou bothe kepe my cattall in the folde, and take a writt of me also?" To whome then the said William spoke, "Thomas, will you confesse yt, I aske no more then that ye will bynde you to alowe?" And evon then and thereupon the said Thomas Hall said, "Goo, Bayker, thou art a knave, and thy wyfe a hoore." And this examine said, "Fye, thes ar no meet wordes or communication emongest neighbours." And the said William Baiker then toke recorde to this examine, which was werye to here any suche words, and wold have bein goon frome them butt that the said William Baiker had him by th'and, as abovesaid. This examine was so offendyd at thouse words that he toke no heid who moo

was ther, but the said unseming words was audiently spoken and in greiff.

NICHOLAS TURPYNN.

CCXCVII. THE PERSONAL ANSWER OF CHRISTOFER STORY, IN CAUSA CORRECTIONIS. [C. f. 359.]

CHRISTOFER STORYE, of Aisleyby, yoman, aged about 26 years.

He saith that he was in Eggiscliff the day, yere, and hower articulate.

He sayth that he, this examinate, spoke to the neighbours that satt by hym after this sorte, "I hard say that ther is a minister set up in York that got a 11 women with childe that lerned the catechisme;" and when Sr George, the curat, said, "I wold wyshe you that ye meddled no more with me then I do with you." And this deponent maid no more aunswer nor otherwaies.

Per me CHRISTOFER STORY.

ROBERT GARNET, of Eggiscliffe, husbandman, aged about 60 years.

He saith that the day, moneth, and yeare articulate, the said Sr George Wheatley, ther curat, being in the pulpet in the said church of Eggiscliff and movinge all men to send ther chylidren and servants to lerne the catichisme, the said Christofer at that worde spoke to the said Sr George all the wordes articulate; and ther upon the said Sr Georg said to the afore-said Story, "Yf ye be able to burthen me, I shall aunswer you;" but Story gave hym no answer, nor moo words spake to hym; saing* that, the said curet stemed no more, but taried still in the pulpet, and redd and went forward with his busynes, as he used to doo other hollydaies. Examined whether the said Christofer spoke thoise words on hight, or no, he saith that he thinks that ther was about 40 persons or moo that hard thois words. Mary, they that was below in the church, this examinate saith that he belyveth that they hard not; saing* that he spoke not thois wordes in any greiff, but rather in boorde.

* Seeing

He saith that he hym selfe is one of the church wardens of the said church, and personally then present; saith upon his oath that ther was many that hard as abovesaid, but none moved them selves ther att, and that ther was none that maid any laughter ther at. Mary, the said Christofer smyled when he spok as abovesaid.

Signum + ROBERTI GARNETT.

CCXCVIII. TESTIS PRODUCTUS SUPER EXCEPTIONIBUS
ALICIE MARLEY, CONTRA ROBERTUM HUTCHESON, AC
CODICILLUM IN CAUSA LEGATI. [C. f. 373.]

ANTHONY WHITFIELD, of the city of Durham, tailyer, aged 34 years.

He saith that he, this examine, haith known the said Robert and his brother Anthony Hutcheson departyd 20 yeres and more, and the said Alies Marley senc this travers begane; that he, this examine, delyvered hir, being the said Anthonie's executor, one cote clothe of the said Anthony Hutheson, that this examine had to make for hym.

He saith that, as concerning the said codicel, this deponent cannott depose; but he saith that, about Michaelmas last past, the said Anthony came hither to Durham, and requestyd this deponent to helpe hym, the said Anthony Hucheson, to by a cote cloth and a paire of hoose cloth, wherin he mynded to be maried in at that tyme. And so this examine dyd, and bought the said cotcloth and hose of Thomas Hopper, servant to Thomas Whitfeild, his father in lawe. And, that doon, the said Anthony Hucheson dyd delyver the said cotcloth to this examine, and wylled hym to make ytt against that tyme 3 weiks, and somthinge shorter waisted byfor then his livery coot was, that this examine had maid hym, the said Hutcheson, against S^t Cuthbert daye then last past; and at that tyme recconed with this examine and at a condicion with hym for fuchyn to the overbydye (? overbinding) of his said cote lyming for the neu' bodyes, mochadoo for the cote, coller, and hands, with syk (so) boottons; and the reckning therof came to 5s. in

**CCC. ANTHONY LEADHAM AND ELIZABETH HIS WIFE,
AGAINST THOMAS BAYLLS, IN A CAUSE OF DEFAMATION.
[C. f. 386.]**

JOHN EASTGAIT, of Aukland episcopi, cutler, aged 35 years.

He saith that in Lent last past, what weike or day this examine cannott depose, that he, this examine, comming by Richerd Grene's house in Awkland, about 12 of the cloke at noone, the parties, viz., the said Anthony Leadham and Thomas Baills, was in the said Recherd Greine his yarde, wheras at that tyme certain workemen was settinge up a wyndoo, which the said Baills was not content with, but, in a great radg, offerd to fray with them; and that they shuld nott worke nor sett up no wyndoo ther: wherupon ther rose such dynne and crying of women and other, that this examine rann in amongst them and reskew the fray; and, being a borrowman, brought the said Baills to the balif house, one John Todd's; at what tyme this examine hard the said Baills caule the aforesaid Anthony "cockold," saing, "Thou cockold, thou cockold, I am myssused with ye both cockolds;" which words he, the said Baills, rehersid still in the way to the balif house, and also byfore the said balife, being then sicke; and wold not cease nor be reformed unto such tyme as the balif said, unless he held his peac and say no such words, he shuld goo to the stocks.

Signum + JOHANNIS EASTGAIT.

RICHARD HYNDMOR, of Aukland, hatter, aged 27 years.

He saith, that upon a Monday, in or about Mydlent last paste, this examine was working in the place articulate wher the words was spoken, and hard the said Baills caule the said Anthony "cockold," and "knaue cockold," after thre or 4^{or} tymes. He saith, that one Richard Grein articulate toke a lease of the said Baills and had paid his money for a house in Aukland; and the said Grein was setting a workman to make a wyndou in a backe house, being in the yard apperteyning the said house, and Baills came into the said garth and found falt, and was extrem angre, wherupon the workmen was myndyd to leave worke; and for all the persuasion of the said Richerd, the

said Baills wold not be content, but also rated and beknaved the said Richerd, in the presence of the said Anthony, which said, "What menes thou, thou evill man, to rait an honest man in his own ground, wher he paith rent for?" To whom the said Baills said, "What haist thou to doo with ytt, knave? thou art a cookhold, and ye ar a pair of cockholdlye knaves."

RYCHERD HYMNOR.

ROBERT DIXSON, of Hunwicke, yoman, servant of Anthony Hewton [*Hutton*], of the same, esqr. [f. 392 b.]

He saith that, upon Tewsday next byfore St Cuthbert day in Lent last past, this examine had occasion to be in the said Baills his shope at Awkland, to by cotton lyninge for this deponent's master's doublett, at what tyme the said Baills was newly commed home frome Yorke; and in ther 2 communicacion he, the said Baills, tolde this examine that he hadd brought process for his landslord, Richard Grein, and the said Anthony, and all the sort of them, and that he wold tye them all to the staik; and this examine at that tyme told the said Baills that yt was reportyd that he, the said Baills, should caul the said Richerd and Anthony "cokehold," and the said Baills then aunswerd and said, "So I dyd, I will not denie: what thoo?" And this deponent then said, "Thinke you that they will not seike to have amens for that?"—"What mens," quod the said Baills, "can they have of me? the most is, to ask forgiveness."

ROB. DICSON.

CCCI. THE PERSONAL ANSWER OF THOMAS CRAWE, OF FARNEFEILD, IN NOTTINGHAM SHIER, IN THE COUNTY (? DIOCESE) OF YORK, BLACKSMITH, LATE DWELLING IN WYTTON UPON THE WEIB, IN THE COUNTY OF DURHAM, IN A CAUSE OF DIVORCE. 12 July, 1572. [C. f. 394 b.]

The said THOMAS CRAWE, aged 40 years, saith that he, this deponent, was married in Claypoil, in Lyncolnshier, the tewsdai next after St Martyn day, in wynter, aither 17 or 18th yeres agoo, with Alies Harrington, articulate, which then dwelt with one Sr John Eastfield, the preist and curat then of the parish

CCCII. ALICE RICHARDSON AGAINST JOHN RICHARDSON,
HER HUSBAND. EXCEPTIONS TO WITNESSES. 1573. C.

THOMAS HARDYE, of Morpeith, shomaker, aged about 40 years.

The said Alies is and haith bein an honest woman ; saing also that he belyvith hir husband haith no just cause to be sondered from hir.

He saith that John Bell, articulate, as this examine belyvith, is no sufficient wytnes ; for that bytwixt Christenmas and Easter last the said Bell dwelte with this deponent att Morpeith, as his hyred man, and for that he was suspecte of michery and untreweth, concerninge a shirt of one Thomas Somer, therfor the Alderman and his fellowes, of the occupacion of shomakers ther, put the said Bell from this examine's service, unto such tyme as he brought them a certificat from Newcastle concerninge the said shirt, which to this day the said Bell haith nott doon.

Signum + THOMÆ HARDYE.

THOMAS SOMER, of Morpeith, showmaker, and servaunt to Robert Turner, of Felton.

He saith that the said Bell and this examine was fellowes, and dwelt at Morpeith with the said Thomas Hardye, his precontestis, bytwixt Christenmas and Easter last, in the which tyme this said deponent had his shirt goon, and maid moch to doo for yt ; and the said Bell moved this examine to make no wonder for yt, and saide for a grote of this deponent's purse he shuld cause the said shirt to come againe, saing that he, the said Bell, reportyd that ther was a wyff in Newcastle, his cosinge, that culd torne the ryddle, &c. ; and within thre days next after this examine found his said shirt that was a laking. And then the said Bell demandyd 4*d.* of this examine, and this deponent wold nott agree to gyve the said Bell any thing unless he wold tell hym who had his said shirt he lacked. And upon this examine's talk, and the said Bell's, there was such a romer in Morpeith that the Alderman and his fellowes of their occupacion sent for this examine and the said Bell, and in th'

end they discharged the said Bell frome workinge in that toun, to he had brought them a certificat frome the said wyffe of Newcastle, that she could tell of things that weir stolne. And for that the said Bell dyd not so within 20 daies next after, as he was apointed, nor at all to this day wold cleir hym selff, therfor this deponent belyvith the said Bell to be no honest man, or any sufficient wyttnes.

GEORGE HOPPER, of Gatished, glover, aged 36 years.

He saith that the said Bell is a great lyer, and taintyd of his tounge, denying his owne words byfore honest wyttnes, viz., Mr. Hodgson, the parson of Gatished, one John Beke, and other; reportinge one tyme that this examine wold have gyven hym, the said Bell, 20s. and a brodcloth remnant, at another tyme 40s., to take ship and be noo wyttnes in the travers, and that one Francis Dixson and William Dixson shuld pay the said money, and that this examine shuld be bound to see yt paid.

Signum + **GEORGI HOPPER**.

[A loose paper at p. 407.]

Be it knowen unto all men by this present writinge, that we yll testyfy and record that John Bell did saye to Thomas Sumer, that yf he wold geve him 6 names of everye syd of his neighbours, and geve him 4*d*. that he wold geve a wyf of Newcastle that wold turne the redell, and geat him the shirt within a weack; and the sheart dyd come within 3 dayes after, and then the brether did put him of warke hento suche tyme as he brought answer from that wyfe that she could do such things; and he brought no answer in it, and so the brether cane saye no ne writing, the 24th daye of Novembre.

CCCIII. DEFAMATION. HELEN JOHNSON, WIFE OF SIMON JOHNSON, AGAINST GEORGE ALLENSON. [C. f. 401.]

JOHN HUNTER, of Medomsley, husbandman, aged 50 years; partes bene novit a suis cunabulis. Upon his consciens he beliveth that the said Elinour is a veri honest woman, and so named and reportyd within the towne and parish of Medomsley of all the inhabitors there, saving hir owne husband, who,

beinge a very suspicios man, haith some tyme audiently caulde the said Elinor "Skott's hore."

He saith, upon his oothe, that he never harde the said Allenson say at any tyme any suche wordes as is articulate. Mary, he saith, that, about St. Elenmas last past, to this examine's remembrance, the said Helen Johnson, by report, satt downe of hir knees in the church porche of Medomsley, upon a sonday or hallydaye, after servic, when many people was assembled in the church yarde; at what tyme the said George Allenson came to this examinat, being then talking with one John Stevenson, of Bierssyde, and requierd this examine and one Androo Hunter to here what he, the said Allenson, wold say, and examon the said Helen upon which had satt down in the kirke porch, and asked a vengeance of hym, the said George. At whose request this examine and the said Androo went with the said George to the aforesaid Helyn Johnson, and in the presence of 30 persons moo, then, this examine and Andro Hunter questioned and examoned the said Helene, what fault he had maid hir or hir husband to ax a vengeance upon hym, the said George Allenson? to whome the said Helyn answerd and said then, "whye dids thowe caule me — hooore?" and then the said Georg aunswerd hir, the said Helyn, and said, "Thou knowist best whither thou art a hore or noo: thou was never my hooore." And she, the said Helyn, still said that the said George had cauld hir so. And then the said Allenson offerd to make amends yf she culd bring in aither honest man or woman that wolde prove thoise wordes. "Yeis," quodth the said Symon, "Thou caulde hir hooore to my face at the well grein." And then aunswerd the said George and said, "Loke, what I caulde hir afore, that will I caull hir againe;" and so the parties departyd. Examined whither he, this examine, haith harde the said George caule the aforesaid Symon cookhold or noo, he aunswerethe negatively.

Signum + JOHANNIS HUNTER.

CCCIV. AGNES DAVISON AGAINST ROBERT PEIRCY, IN A
CAUSE OF DIVORCE. [C. f. 410.]

TESTES producti ex parte Agnetis Davison, super libello suo adversus Robertum Peircy et Agnetem Peircy, alias Neid, in causa divortii.

GALFRID CARTER, of Branton, Carl. dioc., shomaker, aged about 46 years.

He saith that he haith known the said Agnes Davison dwelling in Skailbye, 4 mills from Carlell, 18 yere sence, and the said Robert Peircy also so longe and longer; saing that this deponent and the said Peircy was fellow soldgeres to gither at Carlell with one Capitan Tutye; and as for Agnes Peircy, alias Neid, this examine doith not knowe hir at all, nor ever sawe hir, to his knowledge.

He saith, upon his ooth, that this article (1), and the contents thereof, ys trew; for in the fyfth or sext yere of Quene Mary's reygne, to this deponent's remembranc bitwixt mydsomer and michelmas, the said Robert Peircy requierd this examine and Richard Walker, and John Sanderson, Rauf Robinson, being all soldgiers to the said Capitan, to come and make mery with hym the said Robert Peircy, at Skailby, 4 mylls frome Carlell; and so they all dyd. And commying to one John Bell's house, ther the said Peircy and all the aforesaid his compeny taried and maid mery; and Percy bad the good wyff fill drinke, for he wold pay for all: at what tyme the said Agnes Davison was personally present. And within one hower or 2 of ther cominge thither, the parties, viz., the said Robert Peircy and Agnes Davison, did contracte them selves aither to th'other by such worde byword as is articulate; and after they 2 had pleightyd ther faith and treweth to githers, they drew hands to gither and kissed, and therupon the said Robert then gave unto the said Agnes a ring and a peic of gold. And this examine and all his fellowes above said, save only the said Peircy, went that night to Carlell again.

Signum + GALFRIDI CARTER.

RICHARD WALKER, of Kyrklyventon, near Carlell, husbandman, aged about 40 years.

The said Peircy requiered certain of the said Agnes' frends, dwellinge then in the said Skailsby, to be sent fore; att whose smyd 2 or thre of them came to the said Bell's house; and then and their, in the presenc of this examinate and all that ther was then present, viz., to the number of 12 persons and more, the said Robert toke the aforesaid Agnes Davison by th'and, and asked hyr yf she culd fynd in hir harte to forsake all men for hym, as he culd doo for hir; and she said "Yee." And therupon the said Robert and Agnes dyd betrowgh them selves, as is articulate, and requierd all ther present to bere wytness of ther handfesting, and that thei 2 were contract in the way of matrimony to gither as man and wyff before God; and the said Robert dranke to the said Agnes, and cauld hir his wyf, and she in lyke maner dranke to the said Robert Peircy, and cauld hym husband, and further, &c. **Signum + RICARDI WALKER.**

THE PERSONAL ANSWER OF ROBERT PEIRCY, OF OWNBY, IN THE CO. OF DURHAM, TO THE LIBEL OF AGNES OR ANNE DAVISON, AGAINST HIM AND AGNES NEID, ALIAS PEIRCY, OF BARWICK-UPON-TWEID. [C. f. 402 b.]

ROBERT PEIRCY, aged about 43 years.

He saith truth yt is, that, about the moneth of mydsomer, in the fyft or sext: yere of our lait soveran Lady Quene Mary, deceased, this said examinate and the said Anne Davison was trowthed and handfaste to gither as man and wyf, then before God, in the dwellinge house of one John Bell, of Skailbye, in the dioces of Carlell, by suche wordes as is articulate; and after the same contracte this examinate and the said Agnes Davison had carnall knowledge together, and had also one childe, yett levinge, beinge a boy of 14 yeres of aide, or more.

He saith that this examinate, after the said contracte, was preiste furth to serve his prince at Barwicke, and ther contynewed one hole yere and more; and then obteyned licenc of Cappain Brodie to repair home to Commerland, where he,

this examine, left the said Anne Davison. And at his this examine's coming to the said Skalbye, and also to Kirke Leventon, gat knowledg of the said childe, which was put to nurse; but, as for the said Anne Davison, this deponent culde gett no knowledge of hir, but that she was goon southward to seik service, being destitut of leving; and so this depo, thinkinge that the said Agnes was aither deid or married with some other, repared again to Barwike abovesaid, and contynewed ther thre or 4 yere to gethers; and being at borde at the said Agnes house, then wedoo, and was in name with hir, and so voced in the said towne of Barwike, wherupon this examine was drifen and forced to marye the said Agnes Neid, or els to have doon open pennance, upon such suit as one John Tyndall, the said Agnes brother, maid to Mr. William Morress, then provest marshall of Barwike. And so this examine was thrice asked ther in the church of Barwike with the said Agnes Neid, and immediately therupon was also married with hir. Examined de tempore, he saith that aboutt Shroft Tyde in the secund yere of this our Quene's most gracious reigne, and had had one childe with her, the said Agnes Neid, yett also levinge; confessing the residew of the contents of this article to be trew, for the which he ys very sorye and asketh God mercy.

By me, ROBERT PERESE.

The said AGNES PEIRCY, alias NEID, of Barwicke, relict of JOHN NEID, aged about 50 years.

Upon collopmond, 14 yere agoo, this examine and the said Robert Peircy was married together in the kirke of Barwick. And after that tyme the said Agnes Davinson came frome Newcastle to Barwike with one Hawkin, with whom she, the said Davinson, dwelte as a servant in Barwike and Twedmouth more than one yere. And sondrye and very often the said Agnes Davison came to this examine's house of hir errands, some tyme for mylke, drinck, and other necessaries, and contynewed dwelling and comyng to the said town of Barwike by the spac of thre yeres, viz. unto the death of the said Hawkin her maister, which was soore woundyd in Twedmouth, and died in Barwike abovesaid. After whose death the said Robert, this examine's husband, fell in favour with the said

Agnes Davison, and kepte hir at the said Twedmouth as his hoore and harlett; and she, the said Davison, fering to have bein punished as such lyke, as evill wemen haith bein and is, the said Robert Peirce conveyed hir, the aforesaid Agnes Davison, from Twedmouth abovesaid into this contre of Bushoprick, wheir and with whome he haith ledd his lyfe.

Signum + dictæ AGNETIS.

CCCV. A CONFESSION TO BE REHERSID BY THOMAS SMYTHERS AND THOMAS JENYNGES, AT THE SERMON IN THE CATHEDRALL CHURCH OF DURHAM, FOR BRAWLING AND FIGHTING THER. 1 Feb. 1572. [Swift's book, f. 173.]

Welbeloved! Whereas, in the fite and sexte yeres of Edwards the sexte, laite kinge of Englande, &c. it was by acte of Parliament ordeyned and provyded as followeth, in these words:—"Forasmuch as dyvers and many outrageous and barbarous behaviour and acts have been used and committed by dyvers ungodly and irreligious persons, by quarellinge, chidinge, brawlinge, fraynge and fightinge, openly, in churches and church yeards, therefore it is enacted, that if any person or persons shall smyte or lay any violent hands upon any other, or drawe any weapon in any churche or churchyearde, to the intent to stryke any other with the same, that then every person so offendinge shall not onely (ipso facto) be demed excommunicate and be excluded frome the company and fellowship of Christ his congregation, but also have one of his eares cutt of," as more at large appeareth by the same acte of Parliament. Nevertheless, we, Thomas Smethers and Thomas Jenynge, neither having before our eyes Godd's honour, the reverence to the place dedicated for Godd's howse and divine service, neither yet the penalty of the said most holsome statute, but of all likelyhode beinge stynged with a devilishe spiryte, did upon sondaie, beinge the 27th of August last, betwixt the owers of 10 and 12 before noone the same daie, within the precincte of the Cathedrall Church of Durham, or at least the church yearde ther, mayke an assalte and did fight

together, usinge not onely violent and uncomly words, but also the one drawinge his daggar did hurte and shed bloode of the other, and thereby did pollute the churche yearde; the which our said grevous offences we do here moste humblie confesse before God and you all present, desiring God and the Quene, whose lawes we have transgressed, and you christen people, to whom we have given offence and evell example, to forgive us for Christe's sake; to whom, with us and for us, we besich you to say, "Our Father which art in heaven, hallowed be thi name, thi," &c.

CCCVI. QUARRELLING AND FIGHTING IN THE CHURCH AND CHURCHYARD OF STANNINGTON. [C. f. 435 b.]

Testes producti ex parte officii Ogle et Johannem Rosse, super insultum factum in ecclesia parochiali de Stanington. [Circ. 1573.]

CHRISTOPHER THOROBYE, clerk, vicar of the parish church of Stanington, aged 32 years.

The day and yere abovesaid, the said Raff Ogle, John Rosse, and this examine, was all personally present in the church of Stanington.

He saith that, the day and yere articulate, Matthew Ogle and his sonne, the said Raiff Ogle, caulde this examine to the queir ende of Stanington, and asked hym what he thought of the reast that one Toppyn had maid of the Egiptien's goods, at the said Mathew suit; and this deponent, consydering the day and tyme, moved the said Mathew to lett that matter cease to another tyme. And so as well this examine as booth the said Ogles cam into the church to servic. And after the communion that day, the said Mathew Ogle asked the aforesaid Topping whi he wold not delyver to hym the gereie that he had strened for hym. And the said Topping, being then in the queir of Stanington, denied and refused to delyver any such geir as Mathew demandyd, unless he wold fynd hym 2 suirtiess. To whom then answerd the said Mathew, and said, he wold have the same geir that was arrestyd, or ellis, yf ever

he toke hym, the said Toppinge, where he haith had him, he shuld make his feit to be better to hym then two pair of hands. Upon which wordes John Rosse, the said Toppinge's sonne in lawe, said to the aforesaid Topping, "Father, come away: what doo you stand their, and they brabling with you?" Then said Raiff Ogle to the said Rosse, "What saith you, slave?" Rosse then sayd to the said Raiff, "Howe be your selffe?" Att the which words the said Raiffe, beinge then also in the said queir, drew his dagger at the said Rosse; and then this examine, feringe evill to grow therupon, stept to the said Raiffe, and one Stephen Morton with this examine also, being the parish clark, and bair the said Raiff bakward out of the queir doore, so that therupon ther was no hurt doon. Examined whither the said Rosse, Mathew Ogle, or Toppinge dyd then draw any wepon or mislest them sells, he saith, upon his othe, that ther was no further disorder then this examine haith deposed, upon of any of the above named, aither in wordé or deide, for upon the deponent persuasion they skailde awaye; ac ultra, &c.

CHRISTOFORE THOREBE.

RAIF OGLE, of Sawthike, generos. aged 22 years.

He saith that his father, Mathew Ogle, reasoned with one Thomas Thoppinge, the baliff of Shotton, in the said churche, for such geir as he had restyd of the Egipcians concerning the corsinge of a horse; and when as the said Toppinge said directlye that he wold not delyver the said geir, this examine aunswered and said, yt war his best to delyver the same. Wherupon John Rosse, being then present, said to the said Topping, "Father, come away; lett them alone, for they shall not have yt." To whom this examine aunswered and said, "I trowe the cowsterin be mad to meddle wher he neid nott." And then the said Rosse cauld this examine "Coustran of all coustrans." And upon this communication one Stephen Morton, the parish clerke, toke this examine by the sholders, and put this examine out of the queir door, and said they wust nott what they dyd, beinge within church. As for his dagger, he laid not his hand thereof and drew yt nott out. Mary, yt shott out of the sheithe by yt selff. When the said

Steven sawe this examine angrie, he then put this examine out of the church.

RAUFFE OGLE.

JOHN ROSSE, of Shotton, laborer, aged about 24 years.

He saith that, upon Neweyers day in the morning last past, when Mathew Ogle and Thomas Topping, this deponent's stepfather, were talkinge together in the queir of Stanington, and agreid not upon the delyvery upon certain goods arreisted, this examine said to the said Thomas, his stepfather, "Come away, for ther words and brawling ys known well enough;" to whome Raiff Ogle aunswered, "What, slave, what is that thou saith?" And this examine said, "What, man, by your self?" and ther upon the said Rawf plukett out his dager, and had yt above his head to have smytten at this examine. And then, dyvers standinge bye the vicar and the clarke, one Stephen Murton, put the said Raiffe out of the queir doore.

JOHANNES + ROSSE.

6 Junii, 1573. MATHEW OGLE, of Saultwick, gent., father of the aforesaid Ralph, aged about 60 years.

He was in the churche yarde the tyme the said Raiff and Rosse in the church, and so harde nothing spoken bitwixt them 2. Mary, afterward this examine hard yt reportyd byfore my Lord Ogle that the one of them cauld the other "lowne" in the said church the tyme articulate.

Signum + MATHEI OGLE.

THOMAS TOPPINGE, of Shotton, aged

He saith that, the day and yer articulate, this examine being in the church of Stanington, and having arrested certain goods of the Egipcions, which Mathew Ogle requierd to have at this examine's hande; and when he refused so to doo without lawfull pledg, the said Mathew and Rauffe gave this examine crewell words, thretening that yf he use to walk wher he had wont to doo, the said Rauffe wold mak this deponent feit to be worth 2 pair of hands. Wherupon John Rosse, this examine's wife sonne, came into the quere wher this examine was, and said, "Father, what doo ye, sittinge here and se them brag you as they doo?" and at that worde the said Rauff said to the said Rosse, "What saith you, slave?" to whome

Rosse answered, "S^r, what by your self?" and then the said Raff laid his hand upon his dagger and reached with his left hand to the said Rosse in great anger, wherupon one Stephen Morton, the parish clerke ther, toke the said Raiffe in his armes and bair hym out into the church yarde, wher the said Mathew and Raff chodd and tretened this examine and Rosse a long while.

Signum + THO. TOPPING.

STEPHEN MURTON of Stanington, husbandman, aged about 30 years.

He saith that, being the parish clerke of the church of Stanington, this deponent, being personally present in the queir of Stanington, wher the said Raiff Ogle and John Rosse was also both present, he, this examine, hard the said Rauffe caule the said Rosse "slave" in greiff; to whome the said Rosse answered and said, "And how by your self?" the which worde Rauff Ogle had his dagger drawn in his hand, and this deponent therupon fering evill therof, this deponent fearing that the said Rauf wold have striken with it, toke the said Raiffe by the arme and carried owt of the chancell doore; and further, &c.

STEPHEN MORTON.

ROBERT BULLOCK

The said John Rosse said to Thomas Toppyng, his step-father, "Come away, and make not all that of yt, for ther is right to gett as well for the poore as for the riche." Then spake the said Rayff to the said John Rosse verie angrely, "Slave, what is that thou saies?" "And how slave by your self?" said Rosse then. The said Rauffe drewe not his dagger at all; but when the said clerke shott the said Rauff to the doore, takyng hym by the arme, then the said Rauffe dager fell out.

JAMES LANGE of Shotton, laborer, aged about 22 years.

The said Rauff had his dager drawn above his head most lyke great angre.

CCCVII. QUARRELLING IN THE CHURCH YARD OF STANINGTON. 1573. [C. f. 440.]

THOMAS GORTON, of Stanington, laborer, aged 24 years.

He saith that upon a Sondag, halfe a yere ago, of any other

certain tyme this examine cannott depose, the said Hudspeith and Tompson was standing in the church yard in Stanington, bytwixt the morning praier and communion, and in that very tyme ther dyd two of the Huspeiths ryde throughe the town of Stanington, which they two both sawe and loked at them. And Patrix, a Skotisman, asked what two men thei were? and the said Tompson said that they wer two of the Hudspeiths; "Mary," said theafforesaid Patrike, "I know them very well; they ar very honest men." "Yea," said the said Tompson, "that they ar, and as moch forborne for ther evill as good." Then spoke William Hudspeith to the said Tompson, and said, "What, loowne, what saith thou? what knoweth thou to them but honest men? Had I the out of the kirkeyarde I shuld make thee to knowe them for honest men." And with that the said William Hudspeith stroke awkwardly at the said Tompson, and hatt hym on the breste with his hande. Examined, whither the said Tompson then smote again at the said William, or noo, this examine aunswerith and saith he dyd not to byde upon.

Signum + THOMÆ GOFTON.

HENRY TROMBLE, of Stanington, laborer, and hynd to William Ray, of his farmehold in Stanington, aged 26 years.

He saith that William Hudspeith this deponent haith known 3 yere last past, and Tompson only this last yere, being the vicar servaunt.

He saith that, before Michelmes last paste in somer, what other daye this examine cannott depose, bitwixt the morning praier and the communion tyme, upon a Sondag, ther came two men ryding through the town of Stanington. At what tyme this examine and many moo, being in the church yard at Stanington, wher also the said William Hudspeith and Thomas Thompson standing emongest other, one which this examine cannot remember asked what two men they were that rood bye? and one Patrick, a Skotts man, sayd "they were two honest gent. of the Hudspethes;" and the said Tomson then answered and said, "that they were but broukell men, and they ar more forborne for ther evill then for their good." And then spoke the said William Hudspeith to the said Tompson, and said, "What reprooffe gyves you my frends?" and with that gave the

said Tompson a shut backe with his hand upon the breste, being in greiffe; and further he cannott depose in the premisses, saing that the same Tompson, being but a cryetour, gave no moo words.

Signum HENBICI + TROMBLE.

6 June, 1573. MATHEW OGLE, of Saultwik, gen., aged about 60 years.

He saith, being one of the 24 of the parish that had the examinacion of the matter by wyttnesses, culde fynd no fray by weapon or stroks; but that ther was certain chiding words that past bytwixt them.

Signum + dicti MATHEI.

THOMAS TOPPINGE, of Shotton.

He saith that he hard not the said Thomson or Hudspeith speak or doo any thing as is articulate; but that ther was of great chiding words bitwixt them, wherupon the said Thomas Tompson, the vicar's man, was set in the stoks at after noon the same day.

Signum THOMÆ + TOPPING.

23 Maii. The personal answer of WILLIAM HUDSPETH.

He saith that one Thomas Thompson and this examine dyd chyde to gither in the church yard of Stanington, and the said Tompson cauld this examine "knaue," and this examine cauld hym the said Tomson "lymber;" but they dyd not smyt the one at the other, nor drew no wepon.

CCCVIII. OFFICE OF JUDGE AGAINST WILLIAM SANDER,
FOR LAYING VIOLENT HANDS UPON THE RECTOR OF
RYTON. [C. f. 448.]

Mr. WILLIAM GARNETT, clerk, aged about 78 years.

He saith, the 4th day of December articulate, the said William Sander, also articulate, being in a great raidg and furye, dyd willinglye and maliciously smite at this deponent with a water staff, suche as fishermen hangs ther nett upon, being towerds 2 yerds long, and that 2 sondry tymes; and therwith hurt this deponent off the left arme, so that senc that tyme this examine culde never doo any thing therwith, ye, not so moch as help one with his owne clothes. Examined de loco, he saith that it was in Riton towne streit, over against the said

Sander doore. Examined de causa, he saith yt was for that this deponent rebouked hym for cutting younge eish wood in this examine's own grounde, cauld the Haul close. Examined de circumstantibus, he saith that his brother in lawe, Richerd Robinson, ain aidged man, was also present at that present tyme, and also soore hurt of the head with the said staf by the said William Sander; and ther was also then in the streit that dyd se the said Sander smite, ut supra, this examine, Richard Sander of Riton, webster, and his wyf, Willy Sander of the same, laborer, and Agnes his wyfe, one Chikyn, the wyf of Roger Chikyn, that then gave a great crye and showte, about 3 of the cloke at after none.

— caulng this examine "hooremaster preiste," with many other rating words.

WILL'M GARNETT.

RICHARD ROBINSON, of yoman, aged 60 years.

This deponent, being then personally present, dyd se the said Sander smite in great furye and anger, at 2 sondry tymes, the said Mr. Wm. Garnett, and light upon the said Mr. Wm. arme bothe the said tymes; he saith yt was with grein new cutt staf or ronge, of the bignes of a man's arme; he saith that ther was dyvers and sondry women then standing, in Janet Smithe doore, and in other places, in town gait of Riton, which dyd se the said Sander at that present, and one of them gave then a great showte. He saith that he, this deponent, was then also smitten under fott with the said Sander, and was so myerd and blynded, by reason of the said stroks, that he could (not) se to decern or knowe what persons they were that cryed and sawe.

Signum + RICHARDI ROBINSON.

THE PERSONAL ANSWER OF WILLIAM SANDER, OF RYTON,
TO ARTICLES AGAINST HIM. [C. f. 448.]

He saith that, at the tyme libellat, this examinat went to the pasture close of Mr. Garnet; and, being at the out syde of the hedge, he cutt 4 kidgells or houghells to hange salmon netts upon. And, as he was cuttinge them, one Richerd Robinson came unto hym and rebucked hym for so doinge. And

afterwarde, when this examinat had brought them home, Mr. Garnet and the said Richerd, with one John Sadler, the said Mr. Garnett servante, came to this examinat doore; the said Mr. Garnet toke up the said houghells, meanyng to taikethem awaye. Whereat this examinat catched hold of them, and the said Richerd Robinson also; and this examinat, being moved thereat, strooke the said Richerde Robinson to the grounde with one of them. And he is not certaine whether he hitt the said Mr. Garnett at any of his strookes in his anger or nott, for he strooke at the nearest in that his anger.

Signum M. WILLIELMI SANDER.

CCCIX. THE WILL OF HUMPHREY HOPPER. [D. f. 1.]

TESTES producti ex parte Umphridi Hopper, super factione testamenti Thomæ Hopper, filii sui, nuper de Medomsley, cujus idem Umphridus est executor.

WILLIAM STROTHERS, clerk, curate of Shotley, aged about 47 years.

He haith knowne Thomas Hopper, deceased, by the space of 8 yeres last past. He saith, that the 8th day of November last past, being upon Sunday, this examine, being at morning praier in the church of Shotley, one Bartram Lighton came frome the said Umphraye to this deponent, and requierd hym, this examine, to come to Medomsley wher then Thomas Hopper laye sick; which thing he dyd, assoon as servic in the said church of Shotleye was doon. And, comming to the said Thomas Hopper house, in the chambre ther wher he lay, about one of the cloke after noone, the said Umphra, his father, said "Thomas, here is S^r William: will ye nowe make your will?" the said Umphray asking hym what he wold doo with his land in Medomsley; who answered that he, the said Thomas, wold gyve yt, the said land, to hym, the said Umphray, as freely as ever yt was his. And then the said Umphra asked the said Thomas, whither he was owing unto his brother Roger Hopper 20*l.* or noo? And the said Thomas confessed that he was so moch owing unto the said Roger. Examoned further, whither

he, this examine, was privy of that will exhibit and redd in the court this day and shewed this examinat at the tyme of this his examinacion, in such forme, and written in the name of Thomas Hopper; he saith, that, upon the morrow next after, being Monday, this examine came from Ebchester and ministred the sacrament to the said Thomas Hopper, but hard hym make no declaration of any wyll, nor further matter then he this deponent harde byfore. Notwithstanding, about thre weikes after that daye, the aforesaid Umphra Hopper came to this examinat at Unthanke, where he lodgeth, and requierd hym to come to Ebchester; that, upon the hering and report of Richerd Sympson and Thomas Sporneston, he, this examine, might put downe the said Thomas Hopper will in writing within a weike then next after this examine came to Ebchester and upon the saing and report of the aforesaid Ri . . . Thomas Spornestone, this examine put down the said Thomas Hopper's will in writing, in manner and forme as was redd this present day, being of this examine's owne writing Saing that both the Sunday and Monday that this examine haith deposed upon, the said Thomas Hopper was of good reason and memory after such tyme as the paynes and pangs of his sicknes seasyd, as they dyd in very deyd.

WILLIAME STRUTHERIS.

RICHARD SYMPSON, of Ebchester, yoman, aged 50 years.

He saith, that the said Thomas Hopper this examinat haith knowne off a childe, being borne at Eedes brige, nigh this examine's dwelling; sayng of his ooth that, the Friday byfore the said Thomas dyed, the forsaid Umphray came to this examine in Ebchester, and declared then that the said Thomas was soore visityd in his siknes, and requierd this examine to come and bring a neighbour with hym and here what his said sone wold say concerning his last will. And this examine, having busynes that night, went not unto the morrow after, being Satterday. And then, about the sonne rysing, this examine and one Thomas Sporneston came to Medomsley, wher they founde the said Thomas lying sick upon a cowch by the fier syde. At what tyme this deponent asked the said Thomas, as he dyd? who aunswerd and said, "Well, Richerd, I thanke

you." And this examine had hym be of good cheir, and willyd the said Thomas to make hym fytt for God, and be good to his wyfe, then being present, seithinge mylke for the brackfasts of one John Lawson and another young man, which this examinat is not of remembranc of. At what tyme the said Thomas declared and spoke to this examinat in the presenc of the said Umphray, sytting then in a chair besyd the said Thomas, and in the hering of the said Sporneston, Lawson, and the other young man, that he, the said Thomas, wold gyve his land as freely to the said Umphray, his father, as ever his father gave ytt to hym to the childe that his wyfe was withall, when yt came to lawfull aidg; saing, further, that his wife shuld . . . third . . . and maid the said Umphray . . . said chyld his executors, being then of perfect remembranc to this examine's judgment and conscienc; saing further, that he, the said Thomas, then bequithed to the preist of Shotley 3s. 4d.; and as for the legacy of his wedding apparell he hard not the said Thomas gyve them at all to his father l. to his brother, the tanner, saing further that the . . . was written in this examine's house at Ebchester by the said . . . about thre weiks off his death in the presenc of this examinat, the said Umphray, and Thomas Sporneston, at the mocion of the said Umphray.

Signum + RICARDI SYMPSON.

THOMAS SPORNESTON of Ebchester, mylner, aged 40 years.

The said Thomas laye in a newke nigh the fier, being then of perfect memory, and bad this examinat and his precontest "Good morrow" very cheirfully, and maid his praier to God very discretly and thankfully, at what tyme he gave his land to his father.

JOHN LAWSON, of Byrtmansyd, nigh Darwen, webster, alias sever, aged 24 years.

He haith known the said Thomas thes 7 yeres last past, being a laborer and a berier about the said Thomas house many tymes; saing that he, this deponent, was at breakfast in the said Thomas Hopper's house, and had been berieing the said Saterdag that the said Richerd Sympson and Thomas Sporneston came to be witness of the said Thomas will—Of good

and perfect remembrance. He gave in legacy 10 grotts to Sr William, that wrote his will.

Signum + JOHANNIS LAWSON.

TESTES producti ex parte Agnetis Hopper viduæ, nuper uxoris Thomæ Hopper, super exceptionibus adversus executores testamenti dicti Thomæ. [Ib. f. 8.]

JOHN HUNTER, of Medomsley, wheilwright, alias husbandman, aged 58 years.

He saith that the said Thomas Hopper, being this examine's neighbour, dwelling together within 2 pair of butt lengthes, died aither the Sunday next bifore or next after Martlemas, in the yere libellat; saing that, the Friday next bifore the said Thomas death, Umphra Hopper, articulatur, came to this examine in his owne dwelling house in Medomsley, and requierd this deponent to goo with hym, the said Umphray, to here the said Thomas Hopper his sone's will; at whose request this deponent went with the said Umphray to the said Thomas Hopper's house, at what tyme he, the said Thomas, was soore sike, lyinge in his hall house. And Umphra Hopper, aforesaid, then began to rehearse certain points of the said Thomas's will to hym, the said Thomas, per hæc verba,—
 "My barne, wheras I gave the my lande, will not thou gyve the same to me freely again?" And the said Thomas answered "yee." And then the said Umphra asked the said Thomas further, viz.:—"Will thou make me and the barne within thi wyfe's sydes thi executors?" And the said Thomas answered then again "yee." And Umphra said again to the said Thomas,—
 "Doist thou not owe thi brother, Roger Hopper, 20l., and Sanders Eggleston twenty nobles?" And the said Thomas Hopper still answered "yee." And Umphra further said, "Thou awest 20 nobles that must be paid to a cripple." And the said Thomas answered alway "ye;" and so to every think that the said Umphra asked of the said Thomas. Examined de tempore diei, he saith, towerds night, about 7 of the cloke. Examined whether the said Thomas was, to this examine's knowledge, at that time of perfect reason and memory, or no, dicit that for a treweth this examine hard the said Thomas say nothing of hymself at all that tyme; being more

and one houre and $\frac{1}{2}$, aither to the said Agnes, his wyfe, this examine, or to any other person, but said "yee," "yee," when his father Umphra asked hym any thing. And yett this deponent saith that he, the said Thomas Hopper, knew this examine at hys first coming to hym, for the said Umphra asked hym yf he so dyd, and the said Thomas aunswerd, "I know John Hunter." Mary, whither he, the said Thomas, knew this examine at his comming away he cannott depose, for this examine at his waygait bad the said Thomas fairwell and God comforth hym, but he maid no manner of aunswer again. Mary, Umphra Hopper dyd, and thanked this examine for his paines. Examined de circumstantibus, he saith one Raif Hunter, and the said Agnes his wife, and one Ally Grinwell, the said Thomas's woman servant.

The sounday sennett, being the 7th or 8th day byfore the said Thomas his death, this examine came in by chanch to se howe the said Thomas dyd, about 8th or 9 of the cloke in the foore noon, the same day, at what tyme the said Thomas Hopper was neither of good memory nor reason, but all distracte, singinge hey roiffe songs.

Signum + JOHANNIS HUNTER.

THOMAS HUNTER, of Medomsley, wheelwright, aged 26 years.

He saith that, in the yere libellate, betweyn Michelmes and Martlemas evon, the sonday sennett byfore the said Thomas died, this examine, being in the said Thomas house, about 12 of the cloke at noon the same day, in the presenc of John Clewghe, Nicoles Lighton, Sir William Strother, Nanne Snawball, and Ally Grimwell, and other women, and being then so soore grevid with sicknes that he coulede . . nothing toching his will, when he was moved by the said Strother. And then the said Umphra said to the said Thomas, "Will thou not gyve me the land that I gave the?" And the said Thomas Hopper aunswerd "yee." And therupon the said Agnes br . . the evidenc of the land to the said Umphra, and he gave them to his sone Thomas, and Thomas gave them again to the said Umphra. Then also the said Umphra asked the said Thomas, viz., "Will not thou make me and thi barmie thi executors?"

and the said Thomas did answer "yee." And so answerd ever when so the said Umphra frayned the said Thomas; and otherwaies this examine never hard the said Thomas speak anything of himself to any bodye, duringe the spaic of an hower or more, that this examine was with the said Thomas.

Concerning the said Thomas's debts, when the said Umphray asked hym yf he, the said Thomas, dyd not owe his brother Roger £20, the said Thomas aunswerd "ye."

He saith that Sympson and Spornston articulate ar 2 honest poore men of Ebchester, of good name and fame. And, as for Lawson, he is but a runner, of no honestie or credit, being a maker of strawe hatts, seves, and riddles, goinge frome town to town.

He remembrith that the tyme this examine was with the said Thomas Hopper, as aforesaid, the said Thomas had a sheit about his head, which some tyme he, the said Thomas, wold pull away haistly; and then his said father, Umphra, wold say, "Peise, bully, thinke of the passion of Christe," and wold mend and lay the sheit one again. Signum + TH. HUNTER.

UMPHREY RAINTON, of Burnopsyde, near Lanchester, laborer, aged about 20 years.

He saith that he, this examine, is brother to the said Agnes Hopper.

He saith that the said Thomas Hopper, his brother in lawe, died, to this examine's remembrance, of a satterday at night, next after Martlemas last. And, upon the thursday next byfore, this examine was sent to the said Thomas Hopper his house by this deponent's father and mother, to berrye, upon Friday then next after. And then buried with one John Lawson, of Shotley parish, sainge, that the said thursday at night, and all the tyme this deponent was ther, viz., to the hower of the said Thomas's death, he the said Thomas lay still and spok nothing but after other folke. At what tyme the said Umphra wold lett noon speake to the said Thomas Hopper but hym self. And when the said Agnes asked hym as he dyd, the said Umphray wold say, "Away, thou troblest hym." And then the said Thomas wold also say, "Away, thou troblest me;" saing that the said Thomas was nott, at that tyme by this

examinee deposed upon, in remembrance, or of any reason to make any will. And that upon saturday, in the morning, when this examinee and the said Lawson came in to breakfast, the said Umphra and Richard Sympson, and Spornston, of Ebchester, went furth of the said house frome the said Thomas. Examined what communication he this examinee, or the said Lawson, then had bitwixt the said Thomas Hopper, Simpson, and Spornston, at ther departynge, he this respondent say never worde, but that they said to the said Agnes, "God be with you." Ther was a common voic and fame among neighbors that the said Thomas had raved; and so he hard both the said Umphray, John Atkinson, and the said Thomas's wyfe say. And Umphray, the said Thursday at night, told this examinee and other in the house, that the said Thomas in his siknes said to one Bartram Lighton, that came in to se the said Thomas, "Tak this man" (appointyng to the said Umphra), "I chardge you in the Quene's name and my Lord of Durham, for he hath stolne all my goods and caried yt to Lyddisdaill;" saing also that the said Atkinson tolde this deponent that the said Umphray conjured the devyll when his sone was madd and raved; and, as concerning the wytnes, this examinee knoweth noon of them but the said Lawson.

Signum + UMPHRIDI RAINTON.

ALICE GRYNWELL, servant of the said Agnes, singlewoman, aged 22 years.

She saith that the said Thomas Hopper, articulate, hir master, died the Satterday at night next after Martlemas last past, and had lyein sike about 14th dayes before yt; sainge to hir remembrance that the sonday before the said Thomas died, the preist of Shotley was with the said Thomas and Umphray Hopper his father, and other men, whome this examinee knewe nott; at what tyme the aforesaid Thomas was so sore vexed with siknes that he raved and showtyd, cryinge "howe" all that morning contynuallye toward night, and then toke better rest. Examined de tempore, she saith about noon, when the service was doon, and that upon the monday next after, at night, the said Thomas Hopper was very madd, and wold have risen out of his bedd, crying all his good was gon; and cryed of

one Redshawe, of Birkynsyde, to gett his good agin; sainge, the dyvell have his sawll yf he had any thinge left but a hog; and that he kend not his owne father when the said Umpra went to the doore, and came in agane and asked the said Thomas, "Whoe am I—am not I thy father?" And he, the said Thomas, wold say, "Thou art the blak devell of Edeedsbrig." And then the said Umphray saynd the said Thomas and corsed hym, and spytyd, and said, "Away, devill," many tymes. And when Barthram Lighton came in to the said Thomas house, the said Thomas chardged the said Barthram in the Quene's nam to kepe the said Umphray, namyng hym, this man, unto he had gotten his good agan; sainge to his wyfe also, "This litle theif helpt away with my goods as fast as any dooth;" and that one John Atkinson, and Symon Johnson wife, and this examine, help to hold the said Thomas, when he wold have risen out of his bedd. And after that night he, the said Thomas, could not spake 2 words to gither in reason to any man, but lay still, and kend very fewe. And the satterday on the morninge then following, the said Umphray, about 8th or 9 of the cloke, brought in one Sympson and Spornston of Ebchester; and byfore this examine and the said Agnes the said Umphray tolde the said Sympson and Spornston that his son Thomas had maid his wyll, and had maid the said Umphray and the barne that the said Agnes was with his executors. And the said Thomas spake nothing but "yee;" saing that the said Umphray had moch talke to the said Symson and Spornston of the said Thomas will; and Thomas lay still and ever said "yee" to all that ever his father, the said Umphray, spoke to hym. And further, or what other talke the said Umphray had with the said 2 witnesses, this examine cannott depose upon; but sainge, that all the tyme the said Symson and Spornston was ther one John Lawson was buryng in the barn with the said Agnes brother, her precontest; and so for treweth hard not what was said to the said Sympson and Spornston. And to any of the other articles she cannott depose, but only upon the second article, that the said Thomas Hopper in his syknes was so madd that, at such tyme as he knew not the said Umphray his father, he cauld for his dagger, and said,

byfore John Atkinson and other, that yf he had his dagger he wold sley the fellow that had his goods; speaking to the said Umphray, saing that yt was he that had stole his goods and caried the same to Lyddisdail.

Signum + dictæ ALICIE.

JOHN CLEWGH, of Medomsley, wheilwright, aged 32 years.

He saith that, upon a Sunday about Martlemas last past, beinge the Sunday next byfore the said Thomas died, this deponent, dwelling then with one John Hunter as a laborer, hering that the said Thomas Hopper was syke, this deponent, in his going to the church, went into the said Thomas's house to see as he dyd, about 8th of the cloke byfore noon the same daye; at what tyme the said Thomas was soore visytyd and out of his reason, to this examine's knowleg; for that he pulde the clothes of his head, and kend neither this examine nor the said Umphray or the said John Hunter, nor the said Umphra wyfe, nor any other; and so this deponent left hym, and went to church with the said John Hunter, his m^r. And after dyner, the same Sundaye, this examine came again to visit and se the said Thomas; at what tyme the said Umphra, Nicholas Lighton, Thomas Hunter, and Sir William Strother of Shotley, were all in the said Thomas's house, saing that yt was then about one of the cloke at afternoon. At what tyme the said Thomas had his remembrance moch better, for then he knew this examine and the said Lighton, Hunter, and other in the house; Umphray Hopper abovesaid saing to the said Thomas theis words, "Sonne, here is . . . thou shall make thy will: art thou not so content?" And the said Thomas aunswerd "yee." Then said the said Umphray unto the said Thomas, "Thou shalt make thi will, and make me thy executor and the childe that is bytwixt thy wyfe's syedes;" and the said Thomas aunswerd "yee, father." Then the said Umphray cauld of the said Agnes the wyf for the deids of the lands; and the said Agnes brought the same, and delivered them to the said Umphray; and Umphray gave them to the said Thomas, and said, "Remember the covenants bitwixt the and me, which was, that thou shuld gyve me the land again, yf ought cam to thee but god, as frely as I gave yt to the;" and Thomas Hopper aun-

swered "Ye, father, I am content," and dyd then gyve the said writings to the said Umphray again: and then Umphray Hopper, aforesaid, spoke to the said Thomas and said, "Sonne, thou knowest that thou awest to thy brother Roger 20*l.*, and to Hunter lasse 20 nobles;" and the said Thomas said "yee." And further, this examine hard not, nor canne depose, sainge that he, this examine, never hard nor sawe the said Thomas after that hower, viz. about one of the cloke at after noon the said Sonnday, at what tyme ther was nothings written; for the said preist went away evon a litle byfore this examine.

As concerning the latter part of the 3d article, he saith that ther is a common voic in the said towne of Medomsley that the said Thomas Hopper aught not one grote, but that the said Umphra undertoke to pay byfore neighbours.

The common voic is emong nebers that the said Thomas had no dealinge with the said Roger, his brother, senc the said Thomas's mariadge, and that the said Umphra promised then to cleir the said Thomas, and sett hym free of all his debts byfore the said mariadge; and further this examine cannott depose.

Signum + JOHANNIS CLEWGHE.

JOHN ATKINSON of the Espeis, alias Lawson's House, near Lanchester, husbandman, aged about 66 years.

He haith known Umphrie Hopper for two years, and the said Agnes Hopper of a childe, saing that the said Agnes is this examine's suster doughter.

He saith upon his oothe that the said Thomas Hopper, articulate, was not of anie perfect reason nor memorye, to this deponent's knowledge, or for or by any report that this examine did here, to make any will, frome the tyme that the said Thomas was visityd with sicknes during his lyfe daies in this worlde, which was about 20th daies byfore his, the said Thomas, deathe; for this examine cam over sondry tymes to se howe the said Thomas dyd, and at no tyme culd perceyve that the said Thomas's wytt or memory was to be accomptyd upon for to make his will, or to sett and determine his goods.

He saith that, about thre or 4^{or} daies byfore the said Thomas died, this examine fortunèd to comme to se hym; and, for that he was so soore vexed, this deponent thought good to

tarye with hym that nyght, and to se what rest he wold take ; and so dyd. At what tyme this examine's suster, the sayd Agnes Hopper mother, and the servants, was all present with the said Umphray ; and at or bifore mydnight they wer all se sore forwatched that this examine bad them goo to bedd, and he, this deponent, by God's help, wold take the tente of hym, the said Thomas. And a little byfore the coke crew that night the said Thomas was in such rage that this examine culd not rewill hym in his bedd ; and then this examine cauld of the said Umphray out of his bedd, which, seinge hys sone, the said Thomas, in that radg, maid a compas about his said sone Thomas bedd, and spytted and said, "Fye, away, thou fowell theife, that commes to temp us," sainge to his son Thomas many tymes, "Thou or I have offendyd God." And at the said tyme, the said Thomas flew even to the said Umphray's faic, and trobled hym very moch. And Umphra wold say to hym, "Bully, am nott I thy father—kens thou not me?" And the said Thomas wold answer the said Umphray, "Thou art the devill—thou ar noon of my father." And Umphray culd gett no reste of the said Thomas to he had cast hym doon on his bedd and lay upon hym, and bad the said Thomas "Lyg, lymer, wilt thou not lig, lymer?" and smote the said Thomas upon the chaffs dyvers tymes with the edge of his hand, saing "Wylt thou trouble us all still?" And the said Thomas wold then cry of one Thomas Reddshawe and others, and wold byd them follow, for all his grathe was stone away. And then would the said Umphra and this examine leid the said Thomas about the house, and lett hym se his best cote, his dublett, and other grath in the house ; and the said Thomas wold answer that that was none of his.

The said Strother, Simpson, Spornston, and Lawson, ar all very poore men in Umphray Hopper danger ; and the said Lawson but a runner and a slave, that will say as any man will have him for a peic of breid.

Super 7 credit illum esse verum, both concerninge the said wyttnes being strangers of an other parish, and as also in refu-synge to take any of the dore neighbours ; and also toching any debt that the said Thomas shuld owe aither to the said Roger, hys brother, or to any other person, for that all neighbours knoweth

that the said Umphra at the said Thomas mariadg made promess to Christopher Bridge, Batmanson, and many other, that the said Thomas shuld not be owing one grote; and senc that tyme the said Thomas had never any dooing with any his brethren.

Signum + JOHANNIS ATKINSON.

CCCX. THE DEPENDENCE OF THE CHAPEL OF ST. MARGARET'S UPON THE CHURCH OF ST. OSWALD'S IN DURHAM. [D. f. 3.]

TESTES producti ex parte gardianorum capellæ S. Margaretæ adversus Willielmum Wright ac consocios suos, gardianos ecclesiæ S. Oswaldi.

HUGH TEDCASTELL, of Elvett, taylor, aged 74 years.

He saith that he beliveth that the chappell of St. Margaret's is apperteyninge to the churche of St. Oswald's in Durham, and that yt is a lawfull chappell to do all devin servic therin, and also have auctoritie to minister all manner of sacraments, and to wedd and burye.

He saith that the most parte of the said inhabitants within the tyme articulate this examine haith knowen to have commed, as parishioners, to St. Oswald church, to divyn service, upon St. Oswald day commonly everye yere, as to ther head kirke, and also haith known them of St. Margaret's to have married and buried at St. Oswald's church and church yarde.

+

JOHN WATSON, of Elvett, yoman, aged about 70 years.

He beliveth that the chappell of St. Margaret's, by auctoritie from the Prior and Covent of the lait dissolved monastery of Durham, haith bein sufferd and permytyd to use all manner of sacraments, as is articulate in chappell dependent to St. Oswald's.

He saith that all the inhabitants articulate ar parishioners within St. Oswald parish, and yett, for ther more ease, ar sufferd to have all maner of sacraments and divin servic in ther said chappell of St. Margaret, doyinge ther dewtye accustomed to the said St. Oswald's, as unto the head kirke; saing also

that this examine haith known within theis fewe yeres some of the . . . articulate to have buried ther deid in the plage tyme in St. Oswald's church yard, and that this examine can goo to the graves the said dead was then buried in.

He belyvith that none of the said inhabitants ar exemtyd, as is articulate; for so moche as they are parishioners, ought to be contributors for fyndyng of bread and wyn and reparacion of the church and church yarde of St. Oswalde, namly, the sought yll of the said St. Oswald church, and westermor quarter of the church yard, next the well banks; and doith contynew still as parishioners payinge yerely to the parish clerke of St. Oswald's, upon Saint Margaret's day, ayther *6d.* or *4d.* and his dynner.

Signum + JOHANNIS WATSON.

HENRY RICHARDSON, of Elvett, weifer, aged 60 years.

He saithe that the composition articulate doith not take away any of ther accustomed dewties to be doon to ther head mother church of St. Oswald's; sainge that for lake of ther dewties doinge to the said head kirke, this examine haith hard ytt redd out of the church boke of St. Oswald that the inhabitants of St. Oswald might take the font out of the said chappell, and also the leads of the chappell.

He saith that, in tyme of this examine's remembranc, thois of St. Margaret's haith used to minister sacraments and sacramentalls in the said chappell upon licens, as is aforesaid, notwithstanding that yf the said chappell were suspendyd or troubled with the plage, then theye of St. Margaret's came to St. Oswald's, and buried or hadd other dewties.

He saith that thei of St. Margaret's, upon licens by hym predeposed, have used to minister the Lord's supper, baptisme, mariadges, and buriall, in ther chappell; doing ther dewties notwithstanding to St. Oswald's in ther caises following. First, in contributyng to the reparinge of St. Oswald's church, and namelye the south syd, in the tyme of this examine's remembrance by one Robert Harvy, then churchwarden of St. Margaret's, laing a paynted peice of tymbre for a wall plate, yett ther remaining; and repairinge the church yarde in the north-west corner, to the well bancks, viz. frome the corner of the Ankeridge close to St. Oswald's well; and paid holly bread

silver for the supportinge of bread and wyne, viz. in latten service tyme $1\frac{1}{2}d.$ in money and $1d.$ in bread, and within thes 16th yeres money for the fyndinge of bread and wyne to the communion. And in tyme of latten service one of the church wardens of St. Margaret haith used upon Palme Sunday to beir one of the 4 poolis over the sacrament; and upon St. Margaret day, in the tyme of latten service, the parish clerke of St. Oswald had ever went to have $4d.$ in money and his dyner; and senc that tyme every yere $6d.$; and so haith receyved of Wm. Rawe of St. Margaret's this yere.

Signum + HENRICI RICHERDSON.

BARTRAM HOORDE of Wytton Gilbert, yoman, alias glover, aged 67 years.

This examine was a dweller in Framwelgait, in the said St. Margaret's parish, and contynued ther by the spaic of 47 yeres.

He referrith hym to the composicion articulate, which this examine beliveth is in Sant Margaret steple; saing that for the spaic of 47 yeres last past this examine haith known all inhabitants articulate to have had and receyved all thois dewties and sacraments articulate in the said church of St. Margaret's, as parishioners of the same; saving that, in the plage tyme, within this 40 yeres, when sick folkes had lodges maid upon the more and at Bellacis head, such as died then that was of the said inhabitors was buried in the church yarde of St. Oswald upon the south syde of the same; for that they of St. Margaret's wolde not smatter ther own church yarde with thoise that then died in the plage. Examined of the nombre of the corssis that was buried in the said church yarde of St. Oswald's, he saith but one or two, and what ther names wer this examine cannott remembre. Examined wherfore the corsis of any of the said inhabitors was buried in the said church yard of St. Oswald, he saith, that by reason that the said inhabitors every 7 yere paid hally bread syllver, viz. $3d.$ for every Sunday in the hole yere during the said seaventh yere. He, as an inhabitor abovesaid, haith paid the said silver when yt came to his course.

Signum + BARTRAMI HORDE.

THOMAS WAYMAN of Warrelhil, near Durham, yoman, aged 60 years.

This examine, being born in the said parish of St. Margaret, haith contynewed ever sence an inhabitor ther, save only one half yere that he dwelt in St. Oswald's parish. He saithe that the said church of St. Margaret's have had all manner of sacraments, as is articulat, ministred in the same; saing also that, at such tyme as Mr. Whiterasing, Sir Robert Brandlinge, and other commissioners for the King's majestie, satt in commission here in the Galiley of Durham, of all churches and chappells in the said countie, and toke then, by ther auctoritie, vestments, coopes, sensors, and other ornaments of the church, away at ther pleasour, this deponent, being then one of the churchwardons of Saint Margaret articulate, the said commissioners admitt the said chappell to be a parish churche, and free of itself; and not any chappell dependynge, as yt was then mentioned to be; but after what sort yt was allowed, or who spake then against the said church of St. Margaret's, this examine cannott depose.

He saith that he knoweth not of any composicion but by report; but thouse streits and places libellate have, in the tyme of this examine's remembranc and bifore, receyved the sacraments of the Lord's supper and baptyem, and have solemprised mariadge, and buried ther dead in St. Margaret's church and churchyard, notwithstanding the inheritors of St. Margaret's parish have, in case of neid, as in tyme of plage or interdiction, a right and libertie to receyve the sacraments, mary, christen, or burye in the parish church of St. Oswald; and ther upon the inhabitants of St. Margaret's ar chardgeable to repair the south syd of St. Oswald's church and churche yarde; and customable haith paid hallibred every 7 yere, viz. 3^d. by housholde. And this examine remembrith that his father, William Wayman, being one of the churchwardons of St. Margaret's, about 50 yeres agoo, was keper of one of the kees of a chiste standing in St. Oswald church, wherein was the jewells apperteyninge the said churche; and upon occasion of one Chapman of Billingham, which maryed one Robert Burgeses doughter of Elvett, they of St. Oswald's syd having ther key redde and wantynge

the key of St. Margaret, byrst open the locke : whereupon grew a groudge, and haith contynewed ever sence bytwixt the said parishes, and gave occasion to the said inhabitants of St. Margaret's to withdrawe ther accustomed dewties, except hollybread silver, which haith bein accustomed paid.

Signum + TH. WAYMAN.

JOHN BETSON of Crosगत, aged 65 years.

This examine remembreth that one Robert Dixson wyf and thre children, which died in the plage, was all 4 beried in St. Oswald's church yard. Signum JOHANNIS + BETSON.

WILLIAM FARRELESS of Elvett, weiver, aged 57 years. [C. f. 421.]

This examine haith bein a dweller and inhabitor within the said parish of St. Oswald, and in Elvet, a streit next adjoining to the same church of St. Oswald's, by the space of 40 yeres and more; during all which tyme this examine, being some tyme servant and prentiss with Anthony Patteson, churchwarden of the same church, and also sagarston of the same church 20 yeres together, and lastly churchwardon also hymselfe, and so was privy to the recknings and accompts and right of the parish; wherby this examine verly [believeth] the contents of thoyes 2 articles to be trewe; saing that he, this examine, dwelt nigh one old preist, cauld Sr Richard Bennett, clark, which died 20 yere sene, of whom this deponent haith hard say that the inhabitors of Framwelगत maid suit and obteyned licenc of the Prior then of Durham abbay and the head men of St. Oswald parish to build the said chappell of St. Margaret's, and was appointyd to buyld the said chappell upon a hill beyonde the old bridg, now cauld Framwelगत bridge, wherby, by report of other aided men, the said Pattenson, Mr. Richard Beuth, Mr. Wardaill, that the church of St. Oswald was the head kirke, and St. Margaret a chappell apperteyning to the said St. Oswald's.

Saing also, that, at the great dead tyme about 37 or 38 yeres ago, the said inhabitants in all the streits articulate dyd calence ther part and porcions of the church yarde of the sayd St. Oswalde to berye ther dead. At what tyme this examine remembers very well that one Robert Dixson wyfe, of the

Amblinge barnes, and other mo, was buryed in St. Oswald's church yard betwixt the two waies on the southwest syde of the church, the one way going to the myln, and the other to the ancarhouse. Examined de causa scientiæ, he saith at that tyme the said Anthony Patenson, his m^r, was visityd with the plaig; and so this examine, being for his said master, was pryve to the premisses, and hept to make graves.

Every inhabitor within any of the streits libellate is parishioners of the parish of St. Oswald's as well as this examine is, and ought to doo all dewties as parishioners to the same church as to ther head kirke; and that about 30 yeres agoo, and senc, the inhabitors apperteyning to the chappell of St. Margaret's, according as ther course fell, to have brought every sonday ther hallybread caike in a towell open on ther brest, and laid yt downe upon the ende of the hye alter of St. Oswald's, and 1½*d*. in money also with the said caik; and the clerke toke the caik, and the proctor the silver; and after the caik was halowed, the said clerk cut off a part of the said caike, cauld the hally breid cantle, to gyve to ther next neighbour, whose course was to gyve the holly bread the next sonday then next after; and this order was comonly used of all the inhabitors apperteyning to the said chappell of St. Margaret's, so long as the order and gyving of the hollibred sylver dyd remaine, referinge hym to the Quene's boke.

Signum + WILLIELMI FARBELESS.

CCCXI. THOMAS MANWALL AGAINST HELINOR COLSON
IN CAUSA MATRIMONIALI. [D. f. 18.]

WILLIAM STORYE of Newcastle-upon-Tyne, yoman, alias porter of the water, aged 40 years.

He haith knowen the said Manwell of a child, being his this examine's kynesman, viz. brethren and suster's children; and the said Colson about 4 yeres last past.

About thre yeres sench, to this examine's remembranc, and aboute mawinge tyme, what certein day this deponent cannott depose, but that yt was upon a worke day byfore none, this

examinee being at his awne dwelling house in Balygait nere the Castle moote, the said Thomas Manwell cam in by chance in to this deponent's house, and drank a pott of drinke with this examinee and his wyfe; at what tyme the said Thomas requiered that he might have one to goo for the said Helenor, to come to hym, the said Thomas. And at his request this deponent sent his maid for the said Helinor; at what tyme the said Thomas, and she the aforesaid Elinor, had communication of mariadg to be had bytwixt them 2, being then both free from any former contract, to this examinee's knowledg.

He saith, upon his othe, that at the said tyme, to this examinee's remembranc, the said Thomas asked first the said Helynor, talkinge of the matter, yf that she were the same woman she was at ther last being together; and she the said Helinor answerd, Yee, certainly, that she was. Then spoke the said Thomas to hir in this maner, and said "Yf ye be, Helinor, then I, Thomas, take you Elynor, to my wyf, and forsake all women for you, so longe as we 2 shall lyve together; and thereto I plight you my faith and trewth to be your husband." And thereupon the said Elynor answerd and said, "I, Helinor, also do take you, Thomas, to my husband, forsaking all men for you, so long as we two shall lyve together; and thereto I plight you my faith and trewth to be your wyfe."

He saith that, immediately after the said Helinor had plight her faith and trewth to the said Thomas, and Thomas Manwell had doon to hir, then the said Manwell toke a rose noble of gold out of his purse, and bowed the same, and in the presenc of this examinee, and his said wyf, gave the same noble to the said Helinor for a token. And then she, the said Helinor, imediatly then after opened hir pusse, and gave the said Thomas Manwell a ryng of silver havyng 2 hands, one of them in another, and gilte with golde.

The said Thomas toke ship and sayld within 3 or 4 daies then next after, and was upon the sees 2 yeres and $\frac{1}{2}$ together, that no word came of hym; but at the last that he, the said Thomas, shuld be deid and goon.

He saith that, to his belive, the said Thomas and Helinor ar man and wyfe byfore God.

This examine, cauling to his remembrance that at such tyme as the said Thomas was so longe away, and the report that he was dead, by reason the said Thomas 2 brethren, John and James Manwell, maid a great stur in David Read's house in Newcastle for the said Thomas ther brother goods; the said Helyn, upon the same reporte, dyd bythrowth hir with one Boutflower, that nowe suith hir for mariadge: at the hering wherof this examine came to the said Helinor, and asked hyr yf she had promessed hyrself to another then the said Thomas Manwell; and she answerd that she, by hyr father mocion, had so doon; for the said Thomas brothers had reportyd that he, the said Manwell, was dead, and she was therby at libertie, and was mynded to lyve by the quicke when she culd not by the dead.

Signum + WILLIELMI STORYE.

RICHARD BRACKENBROUGH, joiener, alias yoman, aged about 28 years.

He saith that, about 3 yere sene in somer season, what other certain tyme this examine cannott depose, upon the said Manwell going to the said Janett father, Robert Colson, house; cauld of this examine and Cuthbert Ellison, his contest, being at the head of the Syde in Newcastle, and requier them 2 to goo with hym to goodman Colson, and said that he wold bestow the drinke of them. And this examine asked the said Manwell what busynes he had so ferr up in the town, who answerd that he shuld knowe yf he wold goe with hym the said Thomas Manwell. And this examine and the said Ellison therupon went with the said Thomas to Denton chair, wher the said Robert Colson dyd dwell, and in the way thither Manwell declared his mynd to this examine and the said Ellison, which was, that he was a suiter and bair good will in the way of mariadg to Helyn Colson, the said Robert daughter; and at that tyme the said Thomas and Helen talked together very familiarly in the presenc of the said Robert and this examine and the said Ellison, in the said Robert haule house upon a halliday at afternoone: the said Helyn then had bein brayinge roots.

By me, RYCHARD BRAKENBYE.

JOHN LAWSON of Newcastle-upon-Tyne, spurrier, aged about 40 years.

He saith that, about mydsomer was a twelmonth last past, this examine, being the gonner in one shipe of Newcastle cauld Georg Bewyke, and in Elsenewyr nigh Denmarke, meit with a ship of London cauld Thomas Allen; and one Anthony Farreles, and Roland Ruter, 2 of this examine's company, asked the men in the ship of London of and for Thomas Manwell, saing emongest themselves that his wench thought long of hym, naminge the said Ellyn Colson; to whom this examine answerd, That is more than ever I hard, "Yeis," saith the said Anthony and Roland, "the matter is maid up bitwixt the 2, and tokens gyven." And this examine still kept argument with them, and said he might cast his cap at hir. And Farreles offerd then to lay 20 nobles that yf Manwell were alyfe, and came home, he wold mary hir, the said Helyn, and no otheir; saing further, that after Christenmas last past this examine fortun'd to speake with the said Helyn in hir father's house, which was then reportyd to be handfastyd with one John Boutflower, to whom this examine said, "Helyn, I hard that you were promessed to Thomas Manwell, and shuld you now have John Boutflower?" And she said, yf the said Manwell were alyve, he had hir faith and treweth; she culd gyve yt to no other.

Signum + JOHANNIS LAWSON.

CCCXII. MARGAREE WORMELEY AGAINST EDMUND
HODGSON IN CAUSA MATRIMONIALI. [D. f. 27.]

EDMUND HODGSON of Cockerton, husbandman, aged about 40 years.

He saith that, about Michelmes two yeres last past, this examine, being free from all former contracts, had communicacion with the said Margarie of mariadg, on the baksyd of Thomas Hodgson's house of Darlington, byfore certain frends, viz., Thomas Hodgson, Richard Daniell, and the said Margaree mother; but whither she, the said Margarye, was then free from all former contracte, this examine cannot depose, for that she was then in name with one Francis Castell, then Mr. Clarves man.

He saith that ther was never any tokens gyvin nor sent to this deponent by or frome the said Margarye, no, not so moch as a handkeircher. Marye, this examine gave the said Margarye an olde grote, upon frenshipe, but as no token. Saing that, about one moneth next after the comunicacion had ben bitwixt this examine and the said Margarie, this deponent, having newe sette up husbandry, had an ox that torfled. At what tyme, upon the frendship of the said comunicacion bitwixt this deponent and the said Margary, this examine went to Croft, to the said Margarie's father, and maid his moone unto hym to have some helpe; which answerd this examine that he culde not helpe hym. And this deponent requierd then the said Margary father to borrow hym so moch money as wold bye an ox. He then said that he wold not; he was not used to borrowe any. And then the said Margary said to this deponent, "Edmund Hodson, I am sory that my father will not help you, and yett I knowe he haith yt to helpe you; never the less, for the good will that haith bein bitwex you and me, I will lend you 20s. unto Pentecost next, to help you to an ox;" saing the 20s. is nott yett repaid the said Margarye.

Margery ever maid small accompte of any comunicacion that had bein bitwixt them 2, when as this examine dyd chardge hir therwith, she sainge, "Take as good heid to your self as ye can; I mynd to be tytter* providyd for then ye wote, and will take both plight and perell of any thinge you can chard me withall." Signum + EDMUNDI HODGSON.

CCCXIII. THE WILL OF MATTHEW MURTON, OF BERWICK UPON TWEED. 1575. [D. f. 50].

JOHN DE FAWSYDE, of Norham, yoman and bailif, aged about 57 years.

He saith Matthew articulate dyd make the said Thomas Braydfurth his executor, with his the said Matthew wyffe and sone. He saith that he, this examine, married the said

* Sooner.

Matthew naturall suster; he, this examine and his wyffe, was 2 or thre nights with the said Mathewe immediatly byfore his deathe; and this examine was sent by the said Mathewe for the said Thomas Bradfurth, at whose comming the said Mathewe sayd, "Gossop Bradfurth, I sent for you; and for that I am crased and sore visytyd, and my wyfe crith of me to make my will; and I make you and my wyfe and my sone executours." "Nay," saith the said Thomas Bradfurth, "mak me your supervisor." The said Thomas aunswerd and said, "Ye shalbe my executour with my wyfe and my sone, ye thre to gither; for I gatt that thing that I am possessed upon under you." And further this deponent saith, upon his oothe, that he belyvith the will in parchement annexed to this libel is and was the trew will of Mathew Murton, and that Garman Gardner wrote the same. And this examine, Davy Cowthird, and this deponent wyfe, was then al present at that tyme.

Signum + JOHANNIS FAWSYD.

ECCXIV. PROCEEDINGS AGAINST JAMES WALTON FOR LAYING VIOLENT HANDS UPON THE CURATE OF LANCHESTER IN THE CHURCHYARD. [D. f. 55.]

The personal answer of JAMES WALTON to the libel of Richard Mylner, clerk.*

JAMES WALTON of Lanchester, yoman, alias laborer, aged about 30 years.

Neither this examine nor his brother, Thomas Walton, ever did lay in wayt nor frayd off the said Sir Richard Mylner, in any malicious intent or grieff, as is articulate, nor otherwaies.

This examine dyd never speke any raling wordes to or of the said Richard, nor drewe any dagger at the said Sr Richard; but only drew his dagger for and in defence of hym self. He saith, upon his ooth, the said Thomas at that tyme had no dagger about hym, nor drewe them at all, nor spoke any raling

* For an earlier incident of this person's history, see p. 199.

wordes of the said S^r Richard; he dyd nothing but only for saff gaird of his this examine lyfe. Signum + JACOBI.

29 Ap. 1575. JOHN HOPPER of Shynkley, near Durham, husbandman, aged about 40 years.

Richerd Mylner, articulate, about Wytsonday 3 yere last paste, was in one Herrison house of Lanchester, in the compeny of one Lancelott Wilkinson and others; at what tyme the said S^r Richerd, being mery with drinke, maid a quarrell to this examine, being then Mr. Lever's man,* which had bein at Muggleswyk with four score lambs, and, in commyng home-wards to Washington, cauld for a pott of drynke at the said Herrison's house. At what tyme the said Sir Richard misused this examine and cauld hym "roge," and wold neids have hym to the stoks as a roge, for any thing that this examine culde alledge or saye; and rent this examine's coote he had on at that tyme, bycause he this deponent wold not go to the stoks by his commandement. At what tyme the said Lancelot wilde this examine to be content, saing that he, this examine, shuld take no harme ther, and that the preist, Sir Richerd, was nott then to talke withall. And the said Lancelott, and one Rippon, and James Walton, brought this examine's horse to the back door in the said Herryson's house. And then, immediatlye, the said George Herson and the said Sir Richard was at hye words concerning this examine, as he belevith. At what tyme the said Herrison wyfe gave a skrike, which this deponent hard; and further he cannott depose, for he cam nott backe again.

Signum + JOHANNIS HOPPER.

29 Ap., 1575. THOMAS RIPPON, of Lanchester, husbandman, aged about 40 years.

He saith that the said Sir Richerd doith use aile houses in the town of Lanchester, and speciall George Herrison's ther, wher this examine haith sein hym dronken that the house and the company ther was evill trobled with hym, by reason of frayes this examine haith sein hym make ther, viz., with the said George Herrison, about fyve yere agoo, in the presens of

* Ralph Lever, rector of Washington, was also prebendary of Durham, and, in right of his stall, possessed lands at Muggleswick, which he seems to have held in his own occupation.

Lancelott Wilkinson, James Wawilton, one George Manyer, William Jaxson, and this examine. Examined de causa scientiæ, he saith, for the misusinge of the said Georg geists, viz., the said Hopper, his precontest, which had his clothes rent of hym by the said S^r Richerd at that tyme, and was conveyed on the baksyd of the said Herrison house by the said Lancelot and this examine; at what the said S^r Richerd, being bairhed, ran after the said Herrison with a drawen dagger. He saith that the said George then told this examine, which came to reskew, that bycause the said Georg fond fault with the said S^r Richerd for misusing his gyeists. +

29 Apr., 1575. ROBERT HORMESBYE, of Lanchester, parish clerke, yoman, aged about 40 years.

He saith that the said Richerd usith commonly one ailhouse within the township of Lanchester, which is George Herrison, and that house only, for compeny of honest persons that resortith thither. And some tyme, by reporte, the said S^r Richerd wil be mery with drinke ther, but not dronken, to this examine's knowledge; for that he woll then immediatly after reid and say his service distynctly, without any fault to be found; and at no tyme so distemperd but that he culde gyed hym self, in his going to and from his chamber, without any vomett, faul, stumbling, or help of any person; and for feighting in any ailehouse this examine cannott depose, for he never sawe the said S^r Richerd so doo.

He saith that, about the tyme articulate, this examine remembrith upon one Sunday or hollyday the said S^r Richard, beinge reding a chappiter of the Old Testament, at the tyme of eavoning praier, dyd se the said James Wawton come into the church, and therupon the said S^r Richerd staid his reidyng, and said, "Here is naiter meit place, or servic for the." And, immediatly after the speaking of thes wordes, the said S^r Richerd redd out the said chappitour, and said the resyde of the evening praier, quietly, without any more suche talke.

He saith that, after the evoning praier that night, the said James Walton was upon the kirk wall ther; and when he sawe the said Sir Richerd goo homeward, the said James maid a syne to Thomas Walton , and so

the said Thomas dyd in this examine's
 after this, examine being in the church and hering a great
 dyn in the faw to se what the
 matter was; and at that tyme this examine dyd se the said
 Sir Richerd comynge in the said fauld garth towers his owen
 chamber, having his gown one, and one of his hands bleiding,
 and his dagger in his other hand. At what tyme this examine
 dyd se Michael Mylner, the said Sir Richerd sonne, smyte
 with a staff at the said James; and the aforesaid James, havinge
 a moch longer staff, kept the said Michael of hym, so that
 ther was no hurt. And then came the said Thomas Wawton
 behynd the said Mychaell, and smote hym over upon a donghill
 ther. And then the said Sir Richerd cast his gown, and gott a
 staff, and maid towerd the said James, and one Henry Thomson
 preised to hold the said Sir Richerd, sainge—"Will ye holde
 me, and seith them kill my sone?" And therupon the said Sir
 Richerd and James fraied and smote to gither, and James
 Wawton smote the staffe out of Sir Richerd hand, and the said
 Sir Richerd returned to his chamber again bairhead, bleiding
 upon his head.

He saith that he beliveth the said Sir Richerd was hurte by
 the said James Wawton, but whither in the said James defenc
 or no, he cannott depose.

He, this examine, haith not sein any tokenes of dronknes
 by the said Sir Richerd, but that he culd ever gyed and govern
 hymself.

He, this deponent, hard the said Sir Richerd say—"I am a
 man off peac, and ye seik this of me." ROBERT ORNSBEY.

WILLIAM GELSON, of Lanchester, houswright, aged 50
 years.

He saith that the said Sir Richerd, for the most part, doith
 kepe his owne chambre, and not use the articulate house, but
 at certain tymes; and wilbe some tyme mery and light with
 drink, and short tonged, but nott dronken nor gyven to
 feightinge.

GEORGE HERRISON, of Lanchester, yoman, aged 36 years.

He saith Sir Richerd doith often use to aile howses in the said
 township of Lanchester, ass moch for compenye as for drinke,

and most commonly at this examinee's house; and wilbe oftens tyme mery with drinke, and not so wise then as at other tymes, and yett never sicke therewith or gyven to vomytt, but alwaies able to rewill hymself at that tyme.

9 July, 1575, WILLIAM HODGSON,* of Maner House, gent., aged 50 years.

He haith knowne the said Richerd Mylner by the spaic of 18th yeres--an honestman in good name and fame, and ever taken and reportyd unto nowe of layt that his adversaries haithe accomptyd hym otherwaies--no common dronkerd, quarreller, nor brawler, nor common haunter to taverns and alehouses, otherwaies than for his necessarye meat and drinke. He haith many tymes comed to the eavoning praier in Lanchester church, and haith hard the said Sir Richerd so discreatly say his servic, and use hymself, (although he was then but newly commed frome the ailehouse, as the aforesaid Richerd dyd the same day at the morning praier), without any fault to be found.

He belyvith the said Sir Richerd is a very earnest malincolye man, and some tyme gyven to be angrye, and yett not in such raidge, that ever this deponent knewe, that therin he was gyvon to fight or brawle.—

WM. HODSHON.

WILLIAM HALL,† of Greincroff, gent., aged about 40 years.

Belyvith veryly that the said Sir Richerd is a right honest and discreat man, and no common dronkerd, brawler, nor quarreler. This deponent haith at many and sondrye tymes bein in the said Sir Richerd compenie, bothe here in Durham, as also in Lanchester, at many feastes, weddings, maches, shotyns, dynners, and drinkins,‡ when this deponent came to Greincroff, in his lait cosing Mr. John Hall tyme; and yet he, this examinee, never knew or sawe any thing to the said Sir Richerd otherwaies than yt becomith an honest man and good companion.

WILLIAM GRINWELL, of Hullerbush, laborer, aged 55 years.

The same night, about 7 of the cloke, to his remembranc, this examinee was sent for to his owne dwellinge house by the said Sir Richerd to come to Lanchester to hym, at what tyme this

}. * See a pedigree of this family in Surtees, vol. II. p. 319.

† See pedigree, Surtees, vol. II. p. 323.

‡ Another witness introduces "hoppings."

deponent found the said Sir Richerd in his chambre at Lanchester, in his bedd, and soore hurt upon his hand with the pike of a staff, to this examine's judgment, and also hurt of the head, thre fynger lenght, with the pyke of a staffe also, by that this examine culd perceyve, which then dyd dress booth the said wownds, which were open woundes for the tyme, and dyd also then dress the same, and haith heiled them by the grace of God. Capt. 29 Ap. 1575, coram domino iudice.

Signum + WILLIELMI GRINWELL.

THOMAS ROBINSON, servant of Mr. William Hodgson, of Maner House, yoman, alias servingman, aged about 32 years.

He saith that, about the tyme articulate, this examine and James was sytting together at the Deanry yaitts of Lanchester, communge of sondry matters, and anon this examine dyd see the said Sir Richerd, one Meborn, and certain women, thre or 4, cominge from George Herrison's, and this examine rose and came to the said Sr Richerd, which was going to the evening praier; and after thir comunicacion the said Sr Richerd requierd this examine to go bake with hym to his chambre, he must neids speake with this deponent to send a messaidge with hym to his m^r; and therupon this examine came with the said Sr Richerd, who told this deponent that he had bein about to order a matter bitwixt John Haswell and William Grinwell, which were and (? at) troble, but he trusted yf he culd speak with this examine's m^r, master Hodgson, to bring the matter to some good ende. And then this examine, comming with the said Sr Richerd towerds his chambre, the said James Wawton and Thomas Wawton, sytting together att the gaitts-head, neigh the said preist's chambre, the said James said, "What maks you so hye, Sr Richerd ?" Who aunswerd that he had bein about a grement, and declared again the matter as he had said immediatly byfore to this examine. Then said the said James, "What have ye adoo with that?" "Yeis, I have to do therwith, bycause they ar my parishioners." Then the said Wawton replied still to the contrary, for that one of the parties was boundon to peac, and swore by God's name yf yt wer his matter, he, the said Sir Richerd, shuld have nothing to doo therein. "Yees," saith the said Sr Richerd, "yf the

partie greved sought to me, I wold have to doo therein by the auctorite I have under my Lord of Durham, to bringe them to good order and quietness." "Wawd (would) thou," saith the said James, "thou droucken horemonger preist?" to whom the said Sir Richerd answerd and said, "James, I have bein punished for my hordom, and the part I dyd; saing yee ar my neighbours, a good fellow and nowe an honest man, I pray yow to leave such talke." And still the said James contynewed in his raidge, bragging and swerynge, and said that he wold "whapp his coott," and willed the said Sir Richerd to appoint the plac, and he wold meit hym in any place he durste. "Nay," saith the said S^r Richerd, "I am a man of peace." This deponent, being wery of such talk, moved the said Sir Richerd to goo to the church to the praier and reason no more with hym, the said James. At whose mocion the said Sir Richerd went into the church yarde, and with that came one Anthonye Lonsdaill, this examine's fellow in household, and asked what grief . . . that thei maid? And James Wawton answerd, "This drouken horem^r preist, that is busye in every man's matter." Then said Sir Richerd, "Goo thy way, thou art an evill man." "Yee," saith the said Wawton, "thou droucken villan, come again, if thou dare, and feight with me yf thou darr." "Nay," quoth the said Sir Richerd, "I am a man of peace; but I will come to the, perchance, when thou art in a better mynd." And the said S^r Richerd, comming toward the said Wawton, he the said James drewe his dagger. "Nay," said the said Lonsdaill, "ye shall not feight." And, at the sight of Waton dagger, the said Sir Richerd began to drawe also his dagger, and had the same half out; and this examine toke hold of his Sir Richerd arme, and badd hym be contente and go to his servic. At whose mocion the said Sir Richerd was staid and went into the church, the said James still raling and saing that he was not in Englund that wold feight with hym, the said James, in the said Sir Richard quarrell. And further this examine cannott depose for any matter betwixt them. THOMAS ROBINSON,

CCCXV. ELIZABETH SHAWTER, WIDOW, AGAINST HENRY
PARKINSON.* [D. f. 82.]

The examinacion of ANTHONYE TAYLBOYES of Skirningham, esquier, of the adge of 48th yeres or thereabouts, sworne and examoned upon his othe, saythe :

That he was acquainted with Richerd Shawter, being boithe of one parishe, to which examine the said Shawter did syndrye tymes resorte; and saith, the harvest next before the deathe of the said Richerd Shawter, which now come harvest shalbe fowre yere, as this examinat remembreth, this examine, being in the fields of Barmeton, in the parish of Haughton, overseying his folks gathering a 10th, which this examine then hadd in the same towne, Richerd Shawter came unto this examine, ridinge upp and downe in the said feilds, and prayed this examine that the said Shawter mighte be so boulde as to axe this examine's advise in [a] matter which he wold faine move unto hym, this examine. To whome this examine aunswered and willed hym to saye what he wolde. Then the said Shawter begon and tolde this examine that the matter wherein he was to crave his advise concerninge the bestowinge and bringing upp of his two sonnes, and said that he wold be glad to bestowe them by this examine's advise, with there portions, where they mighte be well and vertuouslie broughte upp: saying further, that he was changed frome a purpose, which he once was determynd upon, which was, that he did once meane to putt them unto Beamonhill; but for certaine ungentlenes which he had founde there he was altred frome that purpose, and named certaine causes of unkyndenes. One was for that he, having an oxgange of lande of theirs lieing unto his house in Haughton, they of Beamonhill had taiken yt frome hym, and sould yt unto an other; which thinge he toke in some parte of greife. He said also he perceyved that there countennces were not frendlie towards hym as before they hadd beine, which he well perceyved, because they were not so familier with hym as

* Of Beaumont Hill, near Darlington. See Pedigree, Surtees, vol. III. p. 347.

in tyme past they had beine, nor used his counsell in there matters of husbandrie as before they had doone, whereby he thoughte them not so frendlie as he loked to have founde them; and assigned thes things for the cause why he wold not proceade there as he was once determined; and therefore prayed this examine's counsell what waye he were best taik with his said children. This examine, hering his request, began to advise him to beware how he departed with his goodes so easilie, willinge him to ponnder well of yt; saying unto hym that if he suld put his goods out of his hande, if afterwarde he did mislike of it or did repent, that he wold not fynde yt so easelie to come by them againe; and therefore this examine thoughte yt best that he kept his goodes in his owne handes till afterwards, and thoughte that he hadd tyme enough to deliberat upon this matter, the said Shawter then not fearinge, nor this examinat then thinkinge that the said Shawter wold have died so shortlie after. And this examinat further did advise the said Shawter to put the one of his said children to be a prentice to some good occupacion, whereby he might be able to earne his leavinge in tyme to come, and thereby he mighte be more liberall to that childe which he ment to traide and bringe up in husbandrie. After such advice geven, there talke ceased for that tyme. But this examinat saithe that, syndrie tymes after, the said Shawter, meatinge hym, seamed to have some matter which he wold further have brocken, which in dede he never did, by reason that the said examine, at suche meatinge, wente ever about some busynes, and hadd haist. And the said Shawter died about Christenmas after. Whereupon this examinat inferreth that the said Shawter hadd not, at that tyme that he axed this examinat's advise, appointed the custodie of his children to any bodie. As touchinge any will that the said Shawter did maik at the tyme of his deathe, this examinat doithe not knowe, nor haithe harde of any, save sithence of a will by which Henry Parkinson doith intitule the custodie of the said children to hym self with there porcions, which will beareth dait longe before the talke hadd with this examinat, which is before mencioned; which Parkinson, notwithstandinge, sewed to have lettres of administracion, betwene whome and Elizabeth Shawter there was greate

suit in the Chauncery of Durham, of which Elizabeth's counsell this examinat was in the said suit.

ANTHONYE TAILBOYES.

CCCXVI. FIGHTING IN THE CHURCH YARD OF ST. OSWALD'S, DURHAM. [D. 97, 115.]

The personal answer of HENRY KENT,* of the city of Durham, gent. aged about 30 years.

He saith that yt ys decent and convenient for every man to doo as is articulate, for that the church or church yarde is no place to fight or brawle in.

He belyvith that he haith not misused hym self, as a artact-lat, saing that he this examine dyd not chyde, quarrell, nor brawel against Gilbert Spenc,† to his knowledg; for when he, the said Gilbert, dyd offer to smyt this deponent, and therupon lyfted up his staff or kidgell, offering to smite this examine, wherupon this deponent drewe his dagger to defend hymself, but he dyd not smite at the said Gilbert, nor went nott to strike at hym, to his remembranc. Marye, when as he this examine drewe to the doore, opening off the church yard ther, meaning to enter in, and perceyving that the said Gilbert maid towerds this deponent, this examine catched holde of his cloke, which the said Gilbert left in this deponent's hand, so that by meanes of one Hodgson ther was neither stroke nor hurt doone.

HENRY KENT.

JANET, alias JOHANNA, MARTIN, wife of Lionell, yoman, aged about 19 years.

This examine came to the said church yard of Sanct Oswald the morrow next after St. Elyn day last past, at after noone the same daye, to see [how] hir maid hadd used this deponent's clothe, which was then in bleaching; at what tyme she remembreth well that she did se the said Henrye then in the said church yarde.

* A stranger employed in surveying Chantry lands, with probably a grant of the "Anaridge" in his pocket.

† An eminent notary public, and a proctor in the Consistory Court of Durham.

She saith that she dyd here the said Henry speak lowd words to Gilbert Spenc, then standing before his the said Gilbert owne doore, in the said church yarde; but what the wordes wer she cannott depose, for that she was then with hir cloth farr frome them, saing that she dyd se the said Kent with his daggar drawne in his hande, and offerd to smite at the said Gilbert, and one man ranne then betwixt them, which this examine knew not. This examine, and a many other besyd, was afraid that ther shuld have ben hurt doon, when they dyd se the said Kent daggar drawne, and he therwith offerd to smyte the said Gilbert. +

JANET SURTES,* late daughter of Ralph Surtes, merchant, deceased, singlewoman, aged 23 years.

She saith that, the same tyme articulat, to hir remembrance, this examine had bein at St. Oswald well for a skeil full of wayter, and comyng frome thens dyd se the said Gilbert and Kent over against the Ancaridge doore, in the said church yard, at what tyme the said Gilbert had a walkinge wand in his hande, and the said Kent had his daggar drawne, and Richerd Hodgson in Claputh was evon then bitwixt them. This deponent was the first that skryed them, and upon hir words, when she said and spoke on hye that yonder is a fray, then all the women that was bleaching, and such as was spyning, in the said church yard, gat on ther feit and went towerds them. And this examinat, being loden with a great skeil, went home to hir webbs. +

MARGARET WILKINSON, singlewoman, aged about 20 years.

Examined whether the said Kent was then in greif, or no, she saith that she beliveth that he was then in angre and greiff, or els he wold nott have drawn his daggar, and came, by report, to take possession of the Ancaridg house. +

ELIZABETH RUTTER, of Elvett, widow, aged 43 years.

The said Kent came into the said church yarde, by the Well bancks, and one man with the said Kent, reportyd to be Henry

* The daughter of an alderman of Durham is unable to write her name, and bleaches her linen in the churchyard of St. Oswald's, carrying on her head "skeil-fulls" of water from St. Oswald's well for the purpose.

Younger. The said Kent made great offer and preise to the said Gilbert, and wold have bein upon him; and the said man ran bitwixt them, and bair the said Kent back, ever as he preised toward the said Gilbert, and at that very tyme, the said Kent did drawe his dagger: they war together the spaic that one might goo and come from this place of examinacion to the scholhouse on the Place Grein. +

SIBILLA HUNTER, maid servant of Bartram Mytford, singlewoman, aged about 20 years.

The fray was endyd byfore she dyd see either the said G. Spense, or Kent; and that the said Gilbert was in his own close and had a lanc staif in his hande, and was [putting] furth one horse that the said Kent wold have put into the said close. ×

CCCXVII. PROCEEDINGS AGAINST JOHN JOHNSON AND OTHERS, FOR LAYING VIOLENT HANDS UPON JOHN MARTIN, CURATE OF SEDGEFIELD, IN THE CHURCHYARD. [D. f. 85b.]

21 Oct. 1575. The personal answer of JOHN JOHNSON.

JOHN JOHNSON of Sedgefeild, yoman, alias husbandman, aged about 35 years.

He saith that, in the moneith of Maii or June articulate, being yett in the present yere 1575, he, this examine, haith nott at any tyme maliciously by wordes quarrelld, chidd, or railed to or upon the said John Martyn, clerk,* the minister articulate; saing, further, that he, this examine, never spoke nor said the worde in this article libellat, "Hawg villain! have I nowe caught the? I shall nowe be evon with the." Mary, this deponent remembreth that, about the 19th of June articulate, this examine and Robert Walker and John Clerk, bein all thre with many moo in the church yarde of Sedgefeild, upon a sonday after the evyning praier, John Martyn, articulate, being then

* Probably the same person who was called a "vacabound," and other opprobrious names, whilst curate of Billingham. See p. 242, above.

also in the church yarde of Sedgfeild, which had newly then maid a fray upon or with Robert Crampton, or ells the said Robert with the said Martyn, for that they 2 had fought together, by the reporte of the said Walker and Clerke, which had then after sent for this deponent, beinge the constable; and at his this examine's comminge into the said church yarde, he, this deponent, went and commandyd the said John Martyn to fynde suertie for the Quene's majesties peac; which Martyn wold fynd no suirtie by any persuasion or gentle mocion that this examine culd then use or make to the said Martyn, but misused this deponent, beinge the Quene's majesties constable and officer, by unseming words, saing to this examine, "Yt is thy knavery and thy practis of this fray bytwixt Crampton and me," the forsaid John Martyn; and saing ther also, "The Quene haith knaves to hir officers, and thou ar one of them, beinge the worst," saing to and mening upon this deponent; and ther upon this examinat toke and caried the said Martyn to the stokes.

He did nott violently, maliciously, or injuriously lay his hands of the said John Martyn, but accordinge to his offic, for the preservance of the Quene's majestie peac, nor dyd maliciously thruste, beit, or use the said Martyn: saing that this examinat, havinge holde of the said Martyn gowne, and being without the church yarde, and the said Martyn in the church yard, or upon the style thereof, this examine pulling the said John Martyn by the said gown, and he the said Martyn hynging backe, and not willinge to goo with this examine, therupon only the said John Martyn's gown was rent, and no otherwaies; saing further that this deponent then after ledd the said John perforce to the stoks, being in the backhouse of Sedgfeild.

+ JOHN JOHNSON.

The personal answer of JOHN CLERK of Sedgfeild, husbandman, aged 30 years.

This examine, beinge at the byerlawes without the church garth articulate, one Robert Johnson, churchwardon of Sedgfeild, cauld this examine and bad this deponent, beinge a constable, and Robert Walker his fellow, to take and cary the

minister, that is, Sr John Martyn articulate, and Robert Crampton to the stokes; wherupon this examine went toward them and found Crampton sitting upon a graveston, and the said minister walking at the quere ende; to whom this examine and the said Walker said nothing, but the said Walker sent William Walker, his sonne, for John Johnson, an other constable, which was then into the north feildes; who, when he came, satt hym down upon a ston; and after reasoning of the matter, willyd hym to fynd suirtie: and afterward they 2, the said minister and Johnson, agreid nott; wherupon the said Johnson toke hym by the arme and drew hym from that place to the church gait, and the said John Martyn caught hold of one of the pooles of the said gaitts, and said he wold go no further; and Johnson puld hym by the gowne, dyd rend the same; and this examine, and his fellow Walker, toke the said John Martyn by the leggs, and so caryed hym to Parliament house, alias the bakehouse, wher the stokes were. And ther the said John Martyn was sett in the stoks by John Johnson, whoo lyfted up the said stoks then, and also put in the said John Martyn his leg in the said stoks. And this examine laid the said Sr John Martyn gown under hym, wher he the said Martyn contynewed by the spaic of one halff houer.

Signum + JOHANNIS CLARK.

The personal answer of ROBERT WALKER, laborer, aged 60 years.

He agrees with John Clerk, saing further that this deponent held up the stok syd unto John Johnson articulate put the aforesaid John Martyn into the stokes, for Robert Johnson cauld for this examine and the said John Clerk to loke to Crampton, who he said had maid a fray in the church yard; and, fyndyng Crampton syttinge upon the graveston and the curat articulate walking at the queer end, not knowing what to doo in the matter, sent one into the feild for John Johnson; and, meiting hym in the streit, told hym of the matter by the report of Robert Johnson; and so they came all thre to gither to the stone at the queer door, where they found the curat walkinge, and this examinat and Clark went stright way for Crampton. And when they returned they fond John Johnson

and the curat reason[ing] and chidinge about laying in of sewirties ; and the said Johnson caried the said curat by the arme to the church gait and wer chiding then, the one caulng the other "knave." And when the said Martyn had taken hold of the poste of the church gait, the said John Johnson toke hold of hym, the said curat, to have pullyd hym head forward over the styll, the curat lying on the one side. And this examinat and the said Clerk held the said Martyn by the legs, to have stayed hym ; and in that struggling his gown was rent, and then the said Martyn was ledd to the stocks, wher he remaned more than one quarter of an houre.

Signum + ROBERTI WALKER.

Witness on the part of JOHN MARTYN. [Ib. f. 126, &c.]

THOMAS WHEITLEY of Sedgefeild, laborer, aged 46 years.

After that Crampton had maid a fraye of the said Martyn, one Robert Johnson cauld for the constable, to carry them to the stoks ; and therupon the said John Johnson came, the said John Martyn being at the east ende of the church of Sedgefeild, and this . . . words to gither ; and the said Johnson cauld the said Martyn "knave," and said that he shuld goo to the stoks ; and so the said Johnson, Walker, and Clerk, the constable, togged the said Martyn violently against his will by the head and shulder, more lyke a beast then a man, and cared hym to the stoks, tearing then also his gown.

CCCXVIII. IRREVERENT BEHAVIOUR IN THE CHAPEL OF BELTINGHAM. [D. f. 88.]

11 Nov. 1575. The personal answer of BEATRIX DE CRAW-HALL, widow, gentlewoman, aged about 60 years, to articles against her.

1. She beliveth that article to be trewe, for that every one that holdith of God will doo as is therin writton, yf they may conveniently.

3. She saith that article is not trewe, nor any parte of the

contents therof, for this deponent never dyd, nor thought, as is libellat; saing that this last Lent she, this examinat, was sore sike of the great agoew, so that none of hir frendes trowed hir life. And in good and godly intent, without any mocking or scoffing, she, this deponent, wente to Beltingham chappell to receyve hir Maker, on Easter eavon last paste; being then so weake and feble that she went overwhart a staff into the said chappell unto she came at the table ende, wher she satt down. And at such tyme as Thomas Marshal, the vicar of Hawt-wessell, after he had served all the house of Willimontsike,* and many other, then he, the said vicar, served this examine with bread, which this deponent receyved reverently and thankfully, and requierd the said vicar, for the love of God, to gyve hir but a litle peic, and somme wyne† then after to receyve therwith; alledging then that dry bread wolde nott goo down with hir, and that she feired that hir decease wold arise of hir yf she had not drinke shortly after. And so many and dyvers hard this deponent then say to the said vicar, but he, the said vicar, wold not here hir this deponent, nor regaird hir, but served moo then 60 persons byfore he, the said vicar, brought this examine any wyne. And in the mean tyme, by reson of hir desease that rose upon this deponent, she, this examine, frothed at the mouth, and therby was enforced to spit, which she saith upon hir ooth was of no evill intent, nor dyd not att all (praised be God) spitt out the communion bread. And otherwayes this examinat belyvith this article not to be trew in any parte theroff; sayinge that she, this deponent, is suityd and trobled upon mallis and evill will, and that she hir self requireth that she may so sew and declare to Mr. Swyft, for the more quieting of hir mynde and conscienc.

4. She saith that, upon hir ooth, she spoke never to the said vicar as is articulat at any time when he was in the pulpet or redinge of God's worde; saing, that at such tyme as the said vicar was furth of the kirk, this deponent said to hym that yt had bien well doon yf he, the said vicar, had moved the people to pray to God for the fructs of the earthe this last harvest,

* The family of Ridley. See Hodgson's Northumberland, vol. III. pt. ii. p. 340.

† *Drink* interlined, but *wine* not struck out.

when the corne was grown and mickle lost upon the earth, and mickle therof driven away with the wayter; and that worse words this examinat said nott to the said vicar. Examoned whether she, this examinat, had hir beads in the said church and smot with hir hand, as is articulate, ye or no; she saith that trewith yt is she this deponent had hir beads ther, for that she cannott se upon hir boke, but dyd not at all smyt with hir hand, as is articulate.

5. She saith that this article is nott trewe, nor no part therof; for this examinat never dyd contemp or dispise Godd's worde, or the religion that is used at this day.

Signum BEATRICIS CRAWHALL.



CCCXIX. JANETA SPENCE CONTRA ROBERTUM WARDE IN CAUSA FORNICACIONIS AC SUPER FILIACIONE PROLIS DICTÆ JANETÆ. [6 May, 1575. D. f. 91.]

MARGARET MYDDLETON, of Hurworth, widow, aged 50 years.

The said Janett Spenc dwelt with the said Robert Warde this last yere, and was begotten with childe in the said Robert house, for so the said Janett declared to Sir George Tailyer, the parson of Hurworth, and to all the neighbours ther, byfore she came frome the said Robert servic; and that the childe that she, the said Janett, was then with, was the said Robert Ward's, and never named any man or childe to be father of hir said childe but the said Robert Warde. And therupon the said Robert Warde put hir, the said Janett, out of his servic, and she, being a poore wench, sought hir relief emonst neighbours; and then after departyd frome the said Hurworth unto the tyme of the birth of her childe drew neir, and then came again to Hurworth, and contynewed about the said Robert house and doores, and wold not depart frome thenc, still affirming the said Robert Ward to be father of hir childe.

She saith that, about thre weikes before Candlemas last past, upon a Sunday, bytwixt 10 and 12 of the cloke byfore noon, the said Janett beinge at the said Robert doore, and like to be lost for women's help, was then, at the mocion of the said parson and other good neighbours, taken into one Agnes Parker's house, a poore woman ther, and this examinat was sent for by Margaret Clarke, a poore wench, to come to the said Janett and the good wyfes that were with hyr; and so this examinat dyd; and being hir medwyfe at that tyme, for that no other culde be gotten, she, this examinat, refused to deil with the said Janet, or to make hir ony succour, unless she wolde take hir oothe then byfore God, and the said good wyffes, to tell trewly the name of the father of hir childe; who toke upon hir then, with mony oothe and forbotts, that ther was never man that was fawter with hir, the said Janett, for the said childe, but only the said Robert Warde. +

JOHANNA DANDE, wife of William Dande, of Hurworth, yoman, aged about 46 years.

She haith seen hir with child, and, as soon as ever she was so scried, she the said Janett reportyd the same child she was then with, and in the said Janet armes in the court this day, to be the said Roberts. +

CHRISTOPHER STOKTON, alias Stokdail, of Hurworth, yoman, alias husbandman, aged 60 years.

Haith well known the said Robert Ward this 20 yere, and the said Janet onlye this last yere—he shuld love the said Robert better, bycause he is commed of honest folkes; and of a good frenship, yf his demeanour were accordingly.

To this examine's remembrance the said Janet, after Christenmas last past, was sytting and crying out at the said Robert Ward his doore in Hurworth, so piteously, that the parson, Sir George Taylyer, of Hurworth, sent for this deponent, being one of the churchwardens, to take such order for the said Janett Spence, which was then sytting and crying out at the said Robert doore; whom this examine rebewked, and willyd hir to gett into somme house; and she said then that Parke wyfe had putt hir furth of doore; and ther she said that she wold aither dye or lyve at the said Ward's doore, holding her

quarterly, as is articulate, in every one of the said yeres; but to this deponent's remembranc and upon his conscienc he saith that in every one of the said yeres libellat this deponent haith receyved quarterly, as moulter corne of the said Whitborne mylne, fyve bushells of malt or ther about, and once in every one of the said yeres about 2 pecks of grots, which groots were commonlye paid and delyvered to this examinat or his assignes bytwixt Martlemes and Witsunday, and noo oots otherwaies at all.

He saith, that in the yere libellat this deponent had no behyves of his owne, that did or haith renewed, as is articulat, the yer libellat. Marye, he saithe his lait father, John Chamber deceased, had this last sommer in his lyfe tyme fyve bee hyves, cauld wynter steills onlye, and no mo; of the which ther came and renewed bifor Lammes last past, as is articulate, onelye fyve swarmes, and no moo; for the which hives and swarmes this deponent, being only executor of his said father's last will and testament, haith bein, and yett ys, willing to pay for the same according to the custume of the said parishe.

He belivith that a bushell of wheyt in every one of the yeres libellat, one with another, was worth 3s. 4d. a yere or ther about, and not above, to this examine's knowledge or remembranc; and a bushell of masseljen lykewaies in every of the said yeres libellat 2s. and no more; for this examine within theis 9 yere have sold masseljon corne, being most part benes, for 4d. a peck; and, as aforesaid, one yere with another, a bushell of mulcter malt not of valew more then 2s. 6d. a bushell; and sheilds oots as abovesaid no better then 2s. 8d. the bushell; and a swarme of bees the yere libellat worthe 20d., and no better; for this examine wyf did, about the last day in harvest last, drown 2 of the said swarmes of his lait said father's, which renewed this present yere; in the which 2 swarmes this examine said wyf had only scanty one gallon of hunny. +

CCCXXI. AN AFFRAY IN THE CHURCHYARD OF WOLSINGHAM. [D. fol. 95.]

The personal answer of REGINALD STOWTE, of Wolsingham

yoman, alias bailman, aged about 30 years, to articles *ex officio* against him.

He belivith that he, this examine, about the day and tyme articulate, was in the church yarde, wher ther was also the said Christopher Lawson.

He saith, that the tyme articulate the said Christopher Lawson was beting one William Simpson veye unreasonable, being a boy of 14 yeres of aidge, and nonne of the said Christopher scollers, but servaunt to Christopher Whitfeild, of Wolsingham, and was commyng after this deponent to labour with the examine at the bail kept at Fawleise. And this deponent, seing the said boy under feit, and the said Christopher setting one of his knes in great greif upon the said boies faic, so that his faise blede, this deponent toke the aforesaid Christopher of the said boye, and sayd, "Fye upon the, Lawson, doith thou evon thy wyll with a childe?" And after this examinat had sondered them 2, and was going to tell the matter to Mr. Karleton, the haliff, the said Christopher then fell to the said boy again, and said that he, the said boy, shuld fair the worse for this examine's cause. Then therupon this deponent, being in greiff therat, that the said boy shuld be the worse used for his cause, he, this deponent, maid agen towerd the said Lawson; which, seinge this examine, arose off the said boy, and then Lance Herrison and John Grawng rane bitwixt the said Lawson and this examine, and toke and helde this deponent by the coller; and so the matter endyd bytwixt this examine and Lawson.

Examined what out ragious wordes he, this examine, spoke, or cauld the said Lawson at that tyme, he saith he cauld hym "Mongreill Scott, wilt thou kill the childe for ought that may be?" To whome the said Lawson at that tyme gave no words to this examine. Examined whither he, this examine, dyd drawe his dager and cast or offer to cast the same at the said Lawson, or noo, he saith upon his ooth that he drew his dagger for saif gard of hymself and no other intent, nor dyd not strike nor cast the same, as is articulate.

Signum + REGINALDI STOWTE.

The personal answer of CHRISTOPHER LAWSON, of Wolsing-

ham, yoman, alias scole m^r, aged 26 years, to articles against him.

He dyd nott braule nor chyde, or use unlawful or unseming wordes in the church yarde to the said Stowte, nor to any other person then ther, nor layde any violent hand of the said Stowte or any other. Mary, the said Stowte dyd mysuse this deponent, and held this examinat, unto one William Sympson, an evill young fellow of thaidge of 18 yere, slonge stones at this deponent and his scolders; and the said Stowte cauld this deponent "Scott," and offerd to hurle his dagger at this examine and his scolders; and so had doon had not Lancelot Herrison and John Agraunge taken holde of the said dager.

CHRISTOPHER LAWSON.

CCCXXII. NEGLECT OF CHURCHWARDENS TO PROVIDE
CHURCH BOOKS. [D. f. 114.]

The personal answer of THOMAS MARCH, of Muggleswick, aged 40 years, to articles against him.

The parishioners of every parish in this diocese ought to provide and fynd the church bookes articulate.

He saith that the churchwardens articulate aught to provide for the church books at the coosts of the hole parish.

He saith that he, this examine, being one of the churchwardens articulate, haith had and provydyd one Bible, sence Mydlent laste, and one of the tomes of the Homilies for the church articulat; saing the curat ther doith and haith don divine servic sence according to the Quene's Majesties lawes as other curat doith in other parishes.

Signum + dicti THOMÆ MARCH.

CUTHBERT WARDE, of Muggleswik, yoman, alias husbandman, aged about 40 years.

He saith that he, this examine, and his fellow Wright (*so*) haith provydyd an other Bible, so that the minister haith had 2 sence Mydlent, for that the old Bible lacked some leaves; and one of the bokes of th'Omylies articulate the curate haith; and a cessment is maid to provid for an other, and haith spoken to

Richard Johnson to by one at Yorke, such as they lacke; saing that the lait parson, Nicoles Sapcott, put away all ther boks, Mr. Jowell bokes, ther Bible, and many of ther bokes, and also ther communion cupe.

Signum + CUTHBERTI WARDE.

CCCXXIII. THE PERSONAL ANSWER OF ROBERT AIRE OF WHITBARNE, IN QUADAM CAUSA INCESTUS. [D. f. 111.]

ROBERT AIRE of Whitbarne, aged about 40 years.

He saith that he was slandered to have had karnall knowledge with the said Margaret Nicholson; but upon his othe, which he haith taken in the courte, he never knew her carnallie.

He saith that after he was commaunded to bringe in his compurgatores, he omytted so to do; whereupon he was declared gyltie of the fault, and was apoynted to do his penance, as he did, in the markett place of Durham and the church of Whitbarne.

He saith that true it is that he is married to Jayne Nicholson, articulat, naturall and lawfull sistere to the said Margaret Nicholson, the bannes of matrymonie being thrise asked at Whitbarne churche; and because Mr. Leonard Pilkington, parson of Whitbarne, wold not suffer them to be married at Whitbarne without a testimoniall frome the judge of this court, after that this examine had taken advice with one Fisher, the curat of Whitbarne, who promysed for 5*s.*, which this respondent delyvered unto him, to marye him at Tynmouth, went to Tynmouth with the said Fisher, William Rookesbie, Anthonie Johnson, Robert Wrighte, & Thomas Oxnett of Whitbarne, where they were married by one Sr. Anthonie, curat there, upon the thursdaie before Faisteneven last, at 9 of the clocke before noyne the same daie; and he was not asked in the churche of Tynmouth, because he was none of that parishe.

Signum + ROBERTI AIRE.

ROBERT WRIGHT of Whitbarn, husbandman, aged 32 years.

He saith the said Robert Ayer was sityd to appear bifore Mr. Archdeacon, and was appointyd to do penanc; and that

Mrs. Grace Pilkinton deceased was a mean to Mr. Archdeacon, articulate, to be good to hym; so that this deponent cannott nowe of his ooth say whether he, the said Robert, dyd penanc or no; but he beliveth that the said Mrs. Pilkinton gatt hym excused from the paper the said Robert shuld have had upon hym, the tyme of his pennance's dooinge; saing that he, this deponent, was not in the court byfor Mr. Archdeacon at any tyme with the said Robert; but he saith, upon his othe, the matter was so manifest and known to neighbours that the said Robert culde not cleir hym self therof, nor any his neighbours wold goo with hym to take ooth in that matter.

He, this examine, remembrith that, the thursday byfore Fastyn's evon last past, the said Robert came to this examine in that morning, this deponent being then in his bedd, and requierd him to goo over the wayter to Tynmouth with the said Robert to eat a hen; and this examine, having certain pease to sawe, promised to follow and be with the said Robert; and so this examine dyd, not thinkinge or knowing of any mariadge unto he sawe the said Jane ther. And this examine went to Tynmouth church with the said Robert and Jane, and the curat Henry Fisher, William Rowsbye, and other his contests; and the said Henry married the said Robert and Jane in the mydds of Tynmouth church to he came to the wordes, "Who givith this woman?" And then the said Fisher said to the curat of Tynmouth, "S^r. Anthony, take ye now the boke, for I will not take your office frome you." And so the said Anthony, the curat of Tynemouth, dyd, and married furth the said Robert and Jane. Examined whither the said Robert and Jane was asked in ther own parish church of Whitbarn or no, he saith they were asked and cancauld* by Thomas Aier, the said Robert's brother.

ANTHONY JOHNSON of Whitbarne, husbandman, aged 34 yeres.

This examine remembrith that the said Robert dyd penance in his lynng clothes in Whitbarn church, for that this examine dyd se hym at that tyme; but whither yt was concerning Margaret Nicolson, articulate, or for an other poore woman cauld Allison Yoman, that he had a childe with, he cannott depose. +

* *gaincauld*, in another Deposition.

CCCXXIV. THE PERSONAL ANSWERS OF WILLIAM PETHIE
TO THE LIBELS OF MARIONE RAISE AND GRACE GARRY,
IN CAUSA MATRIMONIALI. [D. f. 128.]

WILLIAM PETHIE, of Langley near Durham, miller, aged 27 years.

About 9 yere agoo this examine and the said Marian was servaunts togither in houshold with one William Bainbrig of Osworth; saing they 2 brake first ther myndes to gither in the way of mariadge at Langley, above said, being also bothe servaunts ther to the said William.

He saith that half a yere after they 2 had talked to gither of mariadg, as is articulate, this examine had occasion to bring fatt sheip frome Langley to the said Osworth, where his said m^r. then dwelt, and the said Marian also, as a woman servant ther, about mydsomer in the said 9th yere, to his remembranc; for his said m^r. flittyd that yere, about St. Elynmas then next byfore, to the said Osworth, and the sheip was to serve hym and gett in his harvest. At which tyme when this examine and 2 maids that had commed with hym hadd put up the sheip which they hadd brought, they all came to gither into the halle house of Osworth aforesaid; and one Janet Taylier, servant to Williamson, the said William Bainbridge hynde, happened to talke [with] this deponent and others ther present that Marian Rayc and one George More shulde be in favour togyther. Wherupon this examine, when the maidens was goon out of the house, fell in talke with the said Marian of ther former favour and frendship; and at the length they 2 maid promise yche to other, this examine saing to the said Marion, "Here I, William, doo gyve you, Marian, my hand and my faith and treweth, that I will never marye other woman but you." To whom the said Marian answerd, "Willy, here I gyve you my troweth and faith and my hand that I will never marye other man but you." And he saith further that ther was no body bye, but this deponent and the said Marian alone.

He saith that at the Michaelmas next after the making of the said contracte, to this deponent remembranc, the said Marion

went into Teisdail forrest; and fynding hir mother dead, at hir return asked this examinat yf he were the same man he was at the tyme of ther 2 talk at Osworth, for hir father was mynded to have hir come home to kepe his house; at which tyme the said William and Marian acknowledged th'one to the other that they were handfast to gyther, in the presenc of Janet Taylyer aforesaid and one Agnes Stevenson. And about 2 yeres after that, when the said Marion dwelt with Mr. Stevenson at Ryllye, they 2 confeste the same contracte th'one to th'other, in the presence of one Richerd Palliser. And as for any gyfts ther was noon ayther gyven or taken betwixt them.

He saith that he, this examine, thought at the tyme of the contract making abovesaid, and senc, that he, this deponent, and the said Marion were man and wyfe byfore God.

Signum + dicti W. PETHIE.

The personal answer of the said WILLIAM PETHIE to the libel of Grace Garry.

He saith that ther was dyvers tymes talk and comunicacion bitwixt this examine and the said Grace, as is articulate, about 4 yere agoo, in the hinder ende of sommer; as well in the said Langly myln as also in the said Grace's father house, cauld Bornebold house. And that after one quarter of a yere next following, being in harvest tyme, they 2 mett to gyther upon a Sondag at after noon in the Borne Wood; to whom this examine said, "Here, Grace, I gyve you my hand and my faith and my trewth, that I woll marye you and take you to my wyfe;" and she, the said Grace, answering this examine, and said, "Here, I, Grace, gyve you, William, my hande and my faith and my trewth, that I will never have other man but you;" saing that ther was no tokens gyven or receyved bitwixt them.

He saith that the said Grace gave this examinat a whistell and a hartt of silver, but he gave the said Grace no token at all; saing that he haith begotten of hir one childe, that is dead, and another childe wherwith she, the said Grace, is with at this tyme; and the first child was born about this tyme 2 yere.

He saith that he never asked hir said father's good will nor

hir mother's; but at this last Michaelmas this examine promised the said Cuthbert and his wyfe, the said Grace's father and mother, that he wold marye the said Grace, ther dowghter, so that he might be shutt of the promises he hadd maid to one Marian Raic, his Mr. lait servant, of Langley.

Signum + dicti WILLIELMI PETHIE.

CCCXXV. PROCEEDINGS AGAINST EDWARD JOHNSON, IN
CAUSA CORRECTIONIS. 1 Feb. 1576. [D. f. 146.]

THOMAS COLSON, of Stranton, aged about 54 years.

He saith that this examine knoweth, as all his neighbours doe, that the said Johnson is generally suspected to lyve in whoredome with the said Jennet Slaiter; and that he haith kept hir, and doethe kepe her still, as his leman; for that she cometh every weeke once or twise to him to the milne at the least. And this examinat further saythe that he harde the said Johnson confesse and say that he had committed adultery with the said Jane Slaiter, and that he wold never refuse hir as longe as the brethe was in him; and that she shoulde never come in the lawe so longe as he had one grote to spende. And this examinat tolde him that the neighbours wold put hir out of the parishe, and Johnson answered that he wold place hir. And she, beinge so put out of the parishe, was placed by him in his owne howse and hir goods, and kept hir ther till she was cited; and sence she resortethe to him, as is aforesaid. And the said Johnson said to this examine that he had rather that any man shoulde gape his owne wif then kysse Jane Slaiter mowthe. +

JOHN CASSON, of Stranton, yeoman, aged about 52 years.

He saith that he harde the said Johnson saye that he had committed whoredom with Janet Slaiter; and, further, said that if there were a hundrethe harnesssed men set betwixt him and hir, with drawen swerds in ther hands, that he wold run throughe them all to hir; and that, if ther were a hundrethe devels of hell betwixt him and hir, with fleshe croks in ther hands, that he wold run throughe them all to hir; then being present John

Jackson. Saing further that he was present with the vicar of Stranton when he rebuked him for suche his evel demeanour: Johnson aunswered that he hoped that he that was an evill man wold never amend.

JOHN CASSON.

CCCXXVI. KATHERINE ANDERSON AGAINST JANET WILKINSON, IN A CAUSE OF DEFAMATION. 18 Jan. 1574.
[E. f. .]

MARGARET SHAFTO, of Throkeley, aged 20 years.

She, this examine, about sex weekes sence, she beinge in the garth of Thomas Anderson, father to the saide Katherine, did heare the said Janet Wilkinson call the said Katheryne "hange lipped witche."

Signum + MARGARETÆ SHAFTO.

JANET HASTINGS, of Throkley.—She, this examine, did heare the said Janet Wilkinson call Katheryne Anderson "clarted witche," and that "she had comen of Heddon on the Wall for hir good deedes doinge."

CCCXXVII. THE WILL OF THOMAS BROWNE. [E. f. 1.]

ROBERT BITLESTON, of Newcastle, cowper, aged about 53 years.

He saith, upon his oath, that, being next neibore to the said Thomas Browne, by the spaic of 20 yeres and more, about Michaelmas was a twelmonth, the said Thomas was visytyd with the plage and died; and the said Barbary, his wyfe, was then newly brought in bedd, and had the plag also; for this examine at that tyme sent for wyne thither to drink, and other drink culd not be gotten, and . . . had knowled of the premises and of the making of the said Barbary . . . of the £80 hir lait husband had left him. He willed a poore woman shuld have certain powder vessel that lay to the said Barbara in pawn, yf he cold pay toward the lowsing of them; and that 2 peices of gold was then named to G. Brigs and his wyfe, whereoff one

of them was an old riall; and hir best belt was given to hir suster, but what suster this examine cannott depose. +

CCCXXVIII. EDWARD YOUNGER CONTRA STEPHEN NICOLSON, IN CAUSA DEFAMATIONIS. [E. f. 7 b.]

NICHOLAS WOOD of Gallogait, in the suburb of Newcastle-upon-Tyne, labourer, aged about 40 years.

He saith that, about Symon day and Jude last past, beinge in this examine's dwellinge, within the house of the said Nicolson, hard the said Steven, standing also in the streit, cauld Gallogait, said openly that ther was fyve geis eaten in the said Younger house all upon one day, and that the said Edward doore was spaired all the tyme the said geis was in eatyng. Examined whither the said Nicolson said that the said fyve geis, or any of them, were stoln, or untrewly become, ye or noo, he saith therto he cannott depose, for he hard no such words, nor no more of the matter.

Signum + NICHOLAI WOOD.

AGNES BARLEY, widow, late wife of Richard B. of Newcastle, collier, aged 67 years.

She saith that, about 14th day ago, this examine fortun'd to comme by the said Steven dore, wher he, the said Stephen, was standing, and said that he wold vowe that the said Edward dyd eat fyve stoln geis all upon one day in his house, and kept his door spaired at tyme they were in eatinge.

CCCXXIX. MARGARET KEY* AGAINST KATHERINE WHITTINGHAM,† IN CAUSA DEFAMATIONIS. 13 Dec. 1583. [E. f. 124 b.]

GERMAN GARDINER, of the city of Durham, clerk, aged about 43 years.

* Wife of Francis Key, master of the Grammar School.

† Widow of William Whittingham, Dean of Durham, and sister of John Calvin.

He saith that, on a holiday after evening prayer, about Michaelmas last, the said Francis Key, husband to the said Margaret, desired this examine and Sir Thomas Little, clerk, his contest, to goe with him to Mrs. Katherine Whittingham aforesaid, hir house; which, at his request, they both did. And there, in the courting of the said house, the said Francis Key and Mrs. Whittingham did talke together, while this examine and the said Thomas Little stode at the doore; and, after a little space, the said Francis called on this examine and the said Thomas Little, willing them to comme in, which they did; whom when Mrs. Whittingham did see, she said to the said Francis, "Doe ye bring witnesses with you? then doe what you can, doe what ye darre. I said, 'I hard so; but I doe not saie it is trew.' Doe ye comme more to me then to others?" And she willed him to goe to other persons, whose names this examine, withdrawing himselfe as sorie to heare such speaches, could not well heare, nether doth remembre; but she ended with these speaches, "Aske of the boies of the gramer schole; and sew me at Yorke, sew me at London, I will answeare you."

Ad interrog. He saith that the speaches of the said Katherine, by this examine so deposed, were urged by the said Francis Key, as he haith predeposed; and he saith that at the sight of this examine, and the said Thomas Little, the said Katherine semed to be moved and verie angrie.

He saith that Francis Key, husband to the said Margaret, did request this examinat to come to court and be a witness in this cause, and said he would give him his chardges; but this examine refused to come, saying he would be no hyreling. Whereupon Georg Smurthwate this day came, in Mr. Colmore his name, and commanded him to come to Mr. Colmore; which he did, into court, where the said Mr. Colmore, at request of Cuthbert Nicholl, did sweare this deponent to depose in this cause. Per me, GERMANUM GARDINER, clericum.

THOMAS LITTLE, of the city of Durham, clerk, aged about 36 years, *ut supra*.

Ad interrog. The said Katherine seemed to be sumwhat angrie, and was moved thereto by the said Mr. Key; but he

verilie thinketh that she did not speake any wordes of purpose to defame her, the said Margrett Key. Refused to appear, *ut supra*. Per me, THOMAS LITTLE, clericum.

31 Jan. 1588, 9. ANNE EWBANKE, of the city of Durham, aged about 23 years.

She saith that, about Michaellmas last past, the said Margaret Key and Katherine Whittingham, beinge together in Mr. Deane's garden in Durham, this examine and Mrs. Anne Hethe, and others, being present; and, emongest other talk and speches, the said Margrett Key said unto the said Katherine Whittingham, that she hadd to speak with hir, whereupon she said these words: "Mrs. Whittingham, you have reported that I have had a child before I was married. I trust you will bringe forth the father for yt." The said Mrs. Whittingham maid answer, "I doe not saie that you hadd anie child before you were married; but I saie that I have herd that you had a child before you wer married, but I will not saie that it is trew. Doe your worst, I will not flie the countrie." Whereupon the said Margaret Key said, "I defie you, and all that can so saie." Then Mrs. Whittingham said, "Doe you not know one Maddock?" Yes, that I doe," said the said Margarett; "and that I may rew, for he shold have ben myn husbände. I dwelt with him, but I did never know any dishonestie with him."

CCCXXX. LEONARD HARLE AGAINST AGNES RIPLEY, ALIAS BROWN, WIDOW, AND ADMINISTRATRIX OF THE GOODS OF ROBERT RIPLEY, LATE OF NEWCASTLE, HER HUSBAND. [E. f. 118 b.]

LEONARD DIGGLES * of Gateshed, aged about 38 years.

He saith that, about fower or fyve daies before the said Robert Rypley died, this examine, beinge commed to see him, did heare the said Agnes saie to him, "Bullie, thow hast geven thy silver whistle and chaine unto Leonard Harle, but

* A Commissioner under the Crown in 1586, to survey and report upon certain lands in Northumberland.

I trust thou shalt lyve to weare yt thy self;” whereunto the said Robert did not reply or gain say, being at that tyme verie sicke.

He saith that the whistle, which the said Robert Ryplie did usuallie weare, was worth 5*l.* 10*s.* or there about, as this examine thinketh. Per me, LEONARD DIGGLES.

JOHN ARMIRER of Newcastle, marinar, aged about 30 years.

He saith that, about 4 or 5 daies before the said Robert died, this examinat did goe to his howse, beinge accompanied with Alan Gibson, Robert Ashe, Leonard Harle articulate, Robert Chicken, Thomas Blirthorne, and others, and, beinge comed to his said howse, the said Leonard Harle did goe into the howse first of that companie, and beinge there in the hall howse, where the said Robert lay sick in his bedd, the said Agnes Ripley said to Leonard Harle, “You ar welcom.” “I thank you,” said Leonard, “and shall see that by your gyfts.” “Whie,” said she, “my husband hath geven you somewhat.” “What,” said Leonard Harle, “hath he given me?” Then she said he hath given you his whissell and his chaine. And afterward the said Leonard, goinge to his bedd wher he laye, asked him how he did, calling him mate. He aunswered, “I thanke you moch.” Then said the said Robert Ryplie, “I have geven you a gyft, that is, my whistle and chaine, which I weare by sea.” He gave him thanks and said he trusted to se him lyve and weare yt himself. But the said Robert maid aunswere that he thought he could not lyve, by reason of his sicknes.

He saith that the said Agnes was present when her husband Robert Ripley did geve the chaine and whistle unto the said Leonard, and did heare him speake the said words.

He verilie thinketh that the said whistle and chaine was well worth 6*l.* 13*s.* 4*d.* or thereabout. JOHN ARMIRER.

**CCCXXXI. ISABEL CHAMBER AGAINST JOHN ROBSON IN
CAUSA DEFAMATIONIS. 15 July, 1586. [E. f. 47.]**

JOHN MORPETH of Blaidon, in the parish of Ryton, yeoman, aged about 46 years.

He saith that, on Sondaie last was a moneth, this examine, being in the company of Arthure Bell, John Robson, John Bell, W^m. Morpeth, and others, comeing from the Tyne water, besyde Blaidon, did heare the said Arthure Bell and John Robson chiding; and, emongest other words, the said John Robson said to the said Arthure, "Thou haist a witch to thy eldmother; and why cannot the young theef learne at the old?"

He saith that Arthure Bell did mary and take to wife Isabell, the daughter of the said William and Isabell Chamber articulate. Signum + **JOHANNIS MORPETHE.**

WILLIAM MORPETH of Blaidon, aged about 33 years.

"Thou haiest a witch to thy eldmother, and I will prove hir a witche; and why may not the young theefe learne at the old?" +

ARTHUR BELL of Blaidon, laborer, aged 28 years.

"Thou haist a witch to thy eldmother, and she haith learned the young theef even so." +

**CCCXXXII. THE WILL OF GILES STORIE OF NEW-
CASTLE, 16 JULY 1586. [E. f.]**

DAVID DODS of Newcastle, laborer, aged about 50 years.

He saith that, about Michaelmas last past, this examine, being with Giles Storie in one after noone, about one of the cloake, in his owne house in Newcastle, together with Luke Bradforth and divers others, did se the said Giles verie sicke, yet spoke he wholely, and was of perfitt memorie; and, then and there, the said Elizabeth beinge wepeing, the said Luke did aske him, the said Giles, how he did: he answered, "Sore sicke; but I hope to God to overputt it." And then the said

Luke did aske him what he did to his wife there, that did murne so? He answered, "What shall I say to hir, man? I give hir this house, so longe as she lyveth; and it and all that ever I have to come to George Storie after hir decease." Then the said Luke said, "Ye have an other sonne: what doe ye to him?" He answered, "God's malison light on him, for he haith beggered me, and would not follow my councell: I shall rive him out of the earth that ever giveth him one grote of my geare." And streightway this examine departed from thence; and within an howre after, the said Giles dyed.

Signum + DAVIDIS DODS.

LUKE BRADFORTH of Newcastle, glover, aged about 50 years.

He saith that, about Michaelmas last, in one afternoone, this examine did goe into Giles Storie his house to see how he did, and there found him sicke by the fyerside, and streightway after he went to bed; and there, in the presence of David Dod and others, this examine askeing him if he were of perfitt remembrance, he said he had as good remembrance as the first howre he was borne. And afterward, emongst other words, this examine bad him doe well to his wife and child; and he said "I leve them all I have;" and his wife, speakeing of 19£ which she brought with hir, he said, "I give the this house for thy life, and that is better; and after thy death I give it hir sonne George Storie:" and streightway this examine departed thence, and within one howre after, the said Giles dyed.

Signum + LUCÆ BRADFORTH.

THOMAS RAND of Newcastle, weiver, aged about 26 years.

He saith that, about Michaelmas last, on Saterdag next before the said daie whereon the said Giles dyed, this examine, being then constable in the streat where the said Giles dwelt, and goeing about the streat, did command the said Giles to shutt his doore up, for feare of the plague. The said Giles answered that their was no doubt of that siknes, and desired this examine to come in to him, which he did; and there this examine and the said Giles, talking of Raph Story, the said Giles his sonne, the said Giles did bid hang him, he shuld never have any that was his; "but all the lands and goods I have, I'll give to my sonne Georg Storie."

Signum + THO. RAND.

CCCXXXIII. ELIZABETH DOBSON AGAINST JANET PEBBSON IN CAUSA DEFAMATIONIS, 29 JUL. 1586. [E. f. 54.]

WILLIAM JACKSON, of Whickham, laborer, aged about 50 years.

About Whitsondaye last this examine, being at his work at a coole pitt in Dunston, nigh Whickham, did see the said Janet comeing towards him; whereupon she, beinge nigh him, he called hir to him, and asked hir where she had bene. She answered and said, "I would God that eyther you or any honest man had been with me, where I have bene." This examine answered, "Why, where have you bene?" She said, "I have bene yonder in the lighes, and there I cam by a whinne bushe, and I found Dobson's maiden standing, and a flacket standing besid hir; and so sone as she saw me, she smiled and lewgh at me; and a little peece beyond was my good man and Dobson's wife standeing together, and hard by was my good man's horse fest at a whinne route by the bridle reine; and I went to the horse, and my good man toke the horse from me." +

CCCXXXIV. THE WILL OF LANCELOT MORGAN, OF WOLSINGHAM, 24 SEP. 1586. [E. f. 59b.]

GEORGE WALKER, of the parish of Wolsingham, weiver, aged about 40 years.

He saith that, about five weeks since, on a tewsdays, the said Lancelott Morgan did cause his wife Margaret to call on this examine, goeing in the streat before his doore, to come to him, which he, this examine, did; and then the said Lancelot had sent for Roger Colson and James Nattress, his contests, who came to him then accordingly; and then and there the said testator, in his hall house at Wolsingham, did say to them all, "Neighbours, here is neither minister nor clerk at home, and I would make my will; and I pray you to beare witness how I dispose my goods." And then he gave the one half of his

goods, moveable and unmoveable, to Margaret his wif, and John Bainbridg hir sonne, and the other half thereof he gave to Thomas Bainbridg and Lancelot Bainbridg, sonne to the said Thomas; and putt the said Thomas Bainbridg in full authority to pay his debts and bestow of his forthbringing, even as he would he should have done for him.—He saith that he and the said Margarett be cosen germanes. +

ROGER COLSON, of Wolsingham, yeoman, aged 40 years.

He said that God had visited him, and that he was willing to make his will.—He bad Thomas Bainbridge bury him in his owne stall in the church, and pay for it 3s. 4d. +

CCCXXXV. MARGERY ANDERSON AGAINST WILLIAM PAICE, IN CAUSA DEFAMATIONIS. 20 JAN. 1586. [E. .]

WILLIAM WILKINSON of Bradley Hall, in the parish of Ryton, yoman, aged about 46 years.

He saith that, at the fare tyme at Newcastle, about St Luke day last, this examine, being on the Sand Hill in Newcastle, byeing cloth there, did borow a yerdwand of the said Margery Anderson hir servant, wherewith he, being redy to measure cloth, William Paice came to this examine and willed him lett him se the yerdwand, which he did, and the said Paice measured it with his arme, and said that the yerdwand was not a lawfull yerdwand; whereupon he would have caried this examine to Mr. Maior there, and, after some speaches betwixt this examine and him, the said Margery Anderson came and demanded the yerdwand, and aske why he melt so with it: he, the said Paice, said it was not a lawfull yerdwand. She asked him what authority he had to take hir yerdwand and find falt therewith more then all others thereby? and so they, multiplying words, emongest other words the said Paice called the said Margery "noughty, proude whore;" whereupon the said Margery toke witnesses.

WYLLIAM WYLKENSON.

CCCXXXVI.—ISABELL ROTHWELL, WIFE OF RICHARD ROTHWELL, OF THE CITY OF DURHAM, AGAINST GEORGE SMITH, IN CAUSA DEFAMATIONIS. 1 APR. 1587. [E. .]

ANNE WALTON, of Warmouth, spinster, aged about 30 years.

She saith that, a little before Christenmas, comeing up the streat by George Smith his shopp, in the company of the said Isabell, Lawrence Thompson and Jenet Dickeson, the said Smith said unto Lawrence Thompson, "Will you presume to goe in a ladie's companie?" Whereupon the said Isabell made aunswer, "I may as tite be a ladye as thou a lord, as thou, pricklouse that thou arte." Wherunto the said George made aunswere, "Thou art a tantarband and a tantarbawde whore."

CCCXXXVII.—THE MARRIAGE OF SIR THOMAS GRAY OF CHILLINGHAM WITH THE LADY CATHARINE NEVILLE.* [E. .]

EXAMINATIO testium inferius nominatorum capta fuit coram venerabili viro Magistro Clemente Colemore, legum doctore, &c., officiali, in presencia mei Thomæ King, notarii publici, 22 die mensis Aprilis, A.D. 1587.

ARTHURUS GRAIE, de Chillingham, Dunelm. Dioc., generosus, ætatis suæ circiter xxv. ann., testis super positionibus et articulis materiæ per partem venerabilis viri domini Thomæ Gray militis, et Katherinæ dominæ Nevell, alias Graie, ejus uxoris, contra Johannem Roddham, officium domini judicis promoventem, exhibitis, productus—novit eundem dominum Thomam Gray ab infantia ipsius deponentis, et dictam dominam Katherinam per tres annos.

He saith that this examine haith divers tymes, before the solemnizacion of the marriag, publiqely done in the manor or place of Battersby, in Yorkshire, betwixt the said Sr. Thomas Gray and Katherine Ladie Nevell, now his wife, hard the said

* See NORTH DURHAM, p. 329.

Sir Thomas and Lady Katherine, with others their friends, conferre of matrimonie to be had betwixt them two; and, namely, about halfe a yere before the said solemnization, the said Sr. Thomas Gray and Katherine Ladie Neavell, now Ladie Gray, did in a gallerie, within the said manor or place of Battersby, in the presence of Roger Graie and this examine, and Mr. Christofer Vavisour, Mrs. Breerton, and Mrs. Marie Thwaites two of my Ladie Constable hir gentlewomen, contract themselves together in lawfull matrimonye; and the said Sr. Thomas toke the said Ladie Katherine to his wife, and she likewise toke him to hir husband.

He saith that this examine was present in a chamber within the manor, castle, place, or house, called Battersbey, articulate, the 7th day of November, in the yere of our Lord God one thowsand fyve hundreth fowerscore and fyve, betwixt the houres of six and nyne of the clock in the fore noone that day, and there did see Sr. Thomas Middleton, clerke, curat of Morpeth, in the county of Northumberland, publiqely and openly solemnize matrimonye betwixt the said Sr. Thomas Graie and Katherin Ladie Nevell, now Lady Gray, according and after the order sett downe in the booke of Common Prayer articulate; which boke the said curate had then before him, and red the words of mariag forth of the same, and used all such ceremonies of the mariadg as is there sett downe; and the said Sir Thomas Graie and Ladie Katherine did repeete respectively the words of mariage after the said curate, as becometh, the doore of the said chamber being then open, and fre passaig for any person to resort thither; then and ther being present, and hearing and seing the premisses, the said Christofer Vavisour, gent., this examine, William Maire, Christofer Ogle, one John (*blank*), servant to my Ladye Constable, and others.

He saith that, since the solemnization of the mariag aforesaid, the said Sir Thomas Gray and Ladye Kathyryne, now his wife, have contynually taken and reputed themselves for man and wif together, yet did they not contynually since that tyme cohabitt together, for that the said Lady Katherine did remayne at London for the most part since the said mariag, untill or about St. Andrew daie last; and the said Sr. Thomas Gray

remained in Northumberland, since which tyme they have continually cohabitted and dwelt together as man and wife, and yet do.

He verie well knoweth that the said Sir Thomas Gray and the said Lady Katherine his wife doe and have, since St. Andrew day last or thereabout, nightly laid in one bed, as becometh man and wife.

He is the natural brother of the said Sir Thomas Gray.

ARTHUR GRAY.

THOMAS MIDDLETON, clerk, curate of the church of Morpeth, aged about 40 years.

He saith that he haith known the said Sir Thomas Gray for 7 years, and the said Katherine Lady Nevell, alias Gray, from the 7th of Nov. 1585.

He saith that this examine, being requested by Sir Thomas Gray, did come to the manour or house of Battersbey articulate, on Saterdag the 7th of Novembre, in the yere of our Lord God one thousand five hundreth fowrescore and fyve, and there, at the request of the said Sir Thomas Gray and the said Katherine Ladye Nevell, now Ladie Gray, this examine did, in a chambre within the said manour or house, betwixt seaven and nyne of the clock in the foore noone, on Sunday, the 7th day of Novembre aforesaid, openly and publiquelie solemnize matrimonie betwixt the said Sir Thomas and the said Ladie Katherin, accordinge and after the order sett downe in the booke of Common Prayer articulate, and used all ceremonies in the said mariage as is sett downe in the said book of Common Prayer, not adding any thing to the same nor diminishing any thing or word from the same; and the said Sir Thomas and Ladie Katherine did respectively repeete after this examine the words of mariag as is sett downe in the said book; immediately before which solemnizacion this examine did aske the said Sir Thomas Gray if bannes of matrimony were openly published in there parish churches, and he answered, upon his credit, that the same were thrise done openly, both in the church of Topclif in Yorkshiere, and in the church of Chillingham in Northumberland, during all which tyme any person might have commed into the said chamber, then and there being present,

and seeing and hearing the same, Christofer Vavisour, Arthure Gray, Christofer Ogle, William Maire, and others.

He saith that, about Januarie last, the said Sir Thomas Gray and the said Lady Katherine, now his wife, came from London into Northumberland, since which tyme this examine knoweth they have contynually cohabited and dwelt together.

THOMAS MYDLETON, Clerke.

CHRISTOPHER OGLE, of Chillingham, gent., aged about 28 years.

He hath known the said Thomas Gray, knight, for 16 years, and the said Katherine Lady Nevell, alias Gray, for 2 years.

He saith that this examine, being servant to Sir Thomas Gray, articulate, did attend of him at Battersby articulate, the tyme articulate; and there on a Sunday morning, viz. the seventh day of November, in the yere of our Lord God one thousand fyve hundred fower score and fyve, betwixt seven and nyne of the clock in the forenoone that day, this examine was present in a chamber, within the said house or manour, and did se Sir Thomas Middleton, clerk, this examine's precontest, at the request of the said Sir Thomas Gray, openly and publicly solemnize matrimonie betwixt the said Sir Thomas Gray and the said Katherine Ladie Nevell, now Lady Gray, in which solemnization he used the whole forme and order set downe for mariag in the booke of Common Prayer articulate, and no other; and the said Sir Thomas Gray and Lady Katherine did, respectively, repete the words of mariadg after the said Sir Thomas Middleton, as usually persons to be married doe; during which tyme any person whosoever might have had free access unto the said chambre, then and there being present Christofer Vavisour, Mr. Arthur Gray, Sir Thomas Middleton, William Mare, and John Rusher. CHRISTOFER OGLLE.

WILLIAM MAIRE, of Chillingham, gent., aged about 55 years.

He saith that, being then servant to my Lady Constable, he was present, &c. WILLIAM MEYAR.

MATTHEW GRAY, of Chillingham, yeoman, aged about 60 years.

He saith that, being servant to S^r Thomas Gray, he did

attend him at Battersby, the 7th of November articulate, which day in the morneing, about 8 of the clock, this examine came into Mr. Arthure Gray his chamber there, and asked whether his said Mr. and the said Lady Katherine were married or no; and the said Arthure told this examine that they were married immediatly before.

MATHEWE GRAY.

EDWARD STANDLAY, of Chillingham, aged about 32 years.

He saith that, betwixt Easter and Whitsonday last past gone a twelvemonth, upon three severall sonndaies, the bandes of matrimony were openlie published within the parish of Chillingham, betwixt Sir Thomas Gray and Ladie Nevell, alias Graye; and he knoweth the same to be true, for that he, this examine, is parishe clerk of the said church, and was present at the publishinge of the same by the curate ther.

EDWARD STANDLAY.

JAMES SMALSHANKES, of Chillingham, aged about 57 years.

He saith that, betwixt Easter and Whitsondaie last past, beinge in the year of our Lord God 1586, the bandes of matrimonie weare openlie published by Sir John Graye, curate of Chillingham, betwixt Sir Thomas Graye and the Ladie Nevell, alias Graye, upon three severall sundaies, within the said parishe church; and he saith he knoweth yt to be trewe, for that he was at church two sundaies, and hard the same so published by the curate aforesaid.

Sig. JACOBI + SMALSHANKES.

CCCXXXVIII. THE WILL OF JOHN WOOD OF ELDON.
8 MAY, 1587. [E.]

INGRAM ANDERSON of Eldon, in the parish of Auckland St. Andrew, husbandman, aged about 40 years.

He saith that, about two houres before John Wood, articulate, made his will, this examine, beinge in the said John Wood his house at Elden, did heare the said John Wood saie and speake unto Robert Thompson articulate, viz., "Robert, thou hast bene good to me, and I had divers thinges at thy handes; and if I live, I will be good with thee. I will command

my menyeyi"* (which, as this examine thinketh, he ment his wife and children) "that they will be good to the; and if they lett the hie closes, and do not occupie them them selves, but lett them, that thou shalt have them before any other, for fortie shillings by yeare." And likwis, if they his menyeyeie, as abovesaid, do not occupie and keape in ther owne possession the Broomehill likewise, that "thou shalt have yt, payinge four markes by yeare; and to have both the groundes duringe my yeares in the same, for the rents abovesaid."

CCCXXXIX. AGNES DODDS AGAINST CLEMENT HEWETSON, IN CAUSA MATRIMONIALI, 19 JAN. 1587. [E. .]

ALLISON BROWNE, wife of William Browne of Newcastle, aged about 53 years.

She saith that, about Easter seven yeres since, the said Clement and Agnes did divers tymes resort to this examine's house, and, as if semed to this examine and hir husband, they both pretended mariage together. And, about the tyme aforesaid, the said Clement and Agnes, being in the place aforesaid, talking of mariag to be had betwixt them, the said Clement did say, by his trouth, that he would never have other woman in middle earth then the said Agnes, and she said she wold never have other man but him; and then he gave hir an old grote, and she gave him a napking.

Signum + **ALLISONE BROWNE.**

CCCXL. THE WILL OF GEORGE TOMPSON OF MEDOMSLEY, CLERK.

TESTES producti ex parte Cuthberti Ward et Johannis Backworth super factione testamenti Georgii Tompson, clerici nuper de Medomsley, defuncti, 1578. [E.]

THOMAS JOHNSON of Medomsley, laboringman and parish clerk, aged 64 years.

* In another deposition, instead of this term the word "folkes" is used.

He saith that, about fyve weiks senc and upon Sunday, this deponent came to visit the said George and asked hym as he dyd; to whom he aunswered he was smyttend to dead. And this examine moved hym to make his will, and he said the morrow next after he wold so doo. And this deponent further asked the said Sr. George whome he wold make his executors; and he aunswerd and said, "Cuthbert Ward and John Backworth." Examined what legaces or gyfts he gave to any of his frends or neighbours that he had, he saith he hard hym name nothing, nor any moore then he had predeposed.

ROGER HUNTER of Medomsley, wheilwright, aged 40 years.

About 3 or 4 of the clock upon Sunday before the said Sr. George died, this examine came to hym to se as he dyd; and he said evon as a dead stoke.

SIMON JOHNSON of Medomsley, weiffer, aged 28 years.

He, being clarke under Thomas Johnson, his father, came to see as he dyd; which answered this deponent that he was so sore sike that he coulde not last, and that he wold make his will and gyve his poore suster a part of his goods; and that he wold make Cuthbert Warde and John Bacworth his executors. Examined who moo hard theis words, he saith his buttler.

CCCXLI. THE WILL OF ALLISON CHAMBERS OF BLACKWELL, 13 JUL. 1588. [E.]

HENRY STAVELEY of Blackwell, in the parish of Darlington, laborer, aged about 24 years.

He saith that, on Fridaie last gone a sevensnight, viz. the fift of July instant, about one or two of the clock in the afternoone, the said Allison Chamber, lying then sicke in John Chamber aforesaid his foore house at Blackwell, and being of perfett mynde and memorie, did aske for hir said brother John Chambers; and the said John his wife answeard that "he was awaie, and could not be gotten." Then the said Allison saide, "I feele myself not right; and if he cannot be gott, I pray you all" (meaning the witnesses here under named being then present) "to beare witness of my will, that their be no comber betwixt

my brethren." And then she said, "I will that I be honestlie brought forth, like an honest man's barne, and be laid beside my father; and I'll give to the poore of Darneton parish 20*s.*; and all the rest of my goods I give to my brother John, and I make him executour of all." And on Saterdag morneing then next, about son riseing, she dyed; being present, and hearing the premises, at the tyme and place aforesaid, Isabell Gule, Anne Colson, and the said John Chamber his wife, and this examinat.—The said Allison was discrete and wise in hir accions in hir life tyme, and had good discretion to use hir self and that was hers.

HENR. + STAVELEY, his merk.

ANNE COLSON of Blackwell, aged about 23 years.

She saith that on fridaie last gon a senight, about one or two of the clocke the afternoone that daie, this examine was in John Chamber's howse aforesaid, where the said Alisone lay sicke, being present then and there the said Henrie Staveley and Isabell Guell, and Elizabeth Chambers, the good wyf of the howse. And then and there the said Alison, sittenge upp in her bedd wher she lay in the hall howse, by the fier syde, with her clothes on, did saye unto the said Henrie Stavelie, "Henrie, where is my brother John Chambers?" whereunto he aunswered that he was in the feld. Then she said, "Henry, I pray the beare witnes, yf there be any questions hereafter maid about my goods, I geve them to my brother John Chambers, and will that I be buried in Darnton church, as neare my father as conveniently may be; and I geve unto the poore of Darlington parishe 20*s.*" And thus she, the said Alison, did speake of hir own mynd, without any question of any body, the said Elizabeth Chambers beinge at that tyme about some occasions of her own in the chamber nigh the hall, where she the said Alison lay sick; where upon the said Elizabeth said, "Lalle" (meaning Allison, the sicke woman), "now, seing thou art so disposed to make thy will, thou might do well to sett in thy sister and brother as well as my husband;" wherupon the said Alison maid aunswer that she wold geve them nothings, but wold geve all to hir brother John. And then the said Henry Stavele asked her what she wold geve to him? She said, "Yea, marry, what gives thou me? I will geve the nought, for

thou never gave me any thinge." And this examine thinketh that she was of perfect memory at that tyme, and all that weake before, for any thinge that this examinat could perceave, saving that sometymes, by extremitie of sicknes, she wold speake idle words.

Ad interrog. He saith the said Alison was of good discretion, and that she used to buy and sell att markett such things as belonged to her brother's house, and did take chardge of yt, as the howswyff, till he was maried. And this examine thinketh that she was of good discretion to governe her self and dispose of her goods.

He saith that divers daies, the weake next before she died, she spoke somewhat idlie and vainlie, by reason of the extremitie of her sicknes on Wednesdaie and Tewsdaie next before her death. And when she was asked by the folk that cam in how she didd, she wold answer somewhat vainlie.

He saith that, about two or three daies next befor her death, when she was asked by dyvers, namely, by John Midleton, Lawrenc Elgie, and dyvers others of the parish aforesaid, unto whom she wold geve her goods, and whether she wold geve any thing to her sister Elizabeth Chambers and Leonard Chambers, she said some tyme that they shold have somewhat, but how much this examine cannot depose.

Signum + dictæ ANNÆ COLSON.

CCCXLII. WILLIAM WHITMORE, GEN. AGAINST PETER
TAILER, IN CAUSA DEFAMATIONIS. 1588. [E. .]

LEONARD RIPLEY of Auckland S^t. Helen, yoman, aged about 51 years.

He saith that, aboute Magdalene day last past, this examine being at Mr. Whitmore his dore, in St. Helene Aickland aforesaid, about three or foure of the clocke in the afternone, the said Sir Peter Tayler came to the said Mr. Whitmore his wif, and asked her who went to Brauncepeth the morowe? She aunswerd, "This examine shall goe." "He had neede be war for givinge a true note of the furniture," said Sir Peter;

wherupon she answered him, the said Sr. Peter, "What have you to doe with yt?" Then the said Sr. Peter, seminge to be verie angrie, said unto her, the said Mr. Whitmore his wif, "Your husband is an undewtifull subject to his Prince; and you and he" (meaning, as this examine thinketh, the said Mr. Whitmore and his wif), "loks for the day of popery . . . but you wil be deceyved." And therupon the said Sir Peter, taking a book which he had in his hand up, holding yt up said, "By this book I will be at Sr. William Bowes to-morrow befor 10 of the klok, to compleyn of you both."

LEONARD REAPLEY.

ANNA WILLIAMSON, of Aickland St. Helen, aged about 18 years.

She saith that, about Magdalemasse last, this examine being at Mr. Whitmor her father his dore with her mother, Leonard Ripley her contest, and divers others, in St. Helen Aickland aforesaid, about sune sett of the same day, the said Sir Peter Tailer came to them where they werê sitting, and said to Mr. Whitmor his wif, "Who goeth to the muster?" Wherupon she answered, "Leonard Ripley," this examine her contest; whereupon he, the said Peter Tailer, said, "Trewlie, Leonard, you had need to take heed, for all the sweight will lie on you." So the said Sr. Peter Tayler, growinge angrie, upon what occasion this examine knoweth not, said to Mrs. Whitmore, "Your husband," meaning Mr. Whitmore, said he, "is an unduetifull and an unlawful subject, and that he was rune awaie when he should serve his Prince;" and said, that the day was at hand which she and her husband had longe looked for, yet they wold be deceyved. And therupon took a book and said, by God's grace he would compleane of them, meaning Mr. Whitmore and his wife, to Sr. William Bowes before 10 of the clock. +

ELIZABETH PARKIN of Aickland St Helen's, spinster, aged 21 years.

— "your husband is an unduetifull and unlawfull subject; and that the daye of ther trumpere poperie was comed which they looked for."— +

THOMAS SWAINSTON of Aickland St. Helen, husbandman, aged 50 years.

This examine, coming from the markett, the said Sir Peter Tailer told this examine that Mr. Whitmore was about to place another in his place; and, seminge to be angrie, said that Mr. Whitmore was an unduetifull subject, and that a sherif balif was to seeke him, but he would not be spoken with; and that he was gone awaie because he would not serve his Prince "and loket for" (meaning Mr. Whitmore) "rotten poperie, but he will be deceaved." And moreover said he woulde compleane to Mr. Colmore of him. Signum THOMÆ + SWANSTON.

CCCXLIII. ALICE WATSON AGAINST BARBARA APPLEBY,
IN CAUSA DEFAMATIONIS, 10 JUL. 1591. [E. .]

CHRISTOPHER GLOVER of Durham, yoman, aged about 44 years.

He saith that one day, about Candlemas last, this examine was sitting amongst others at Thomas Whit's shop stall, situate on Franwelgait bridg end, towards Franwelgate, and did see and heare the said Allice Watson and Barbary Appleby chiding together. At which tyme this examine did see Rebecca Rangell and Isabell Rodham, sitting a little nigh thereby, yet this examine cannot now depose that he did then see Thomas Smethers articulate there, or in any the places articulat; notwithstanding (for that the said Thomas might then have bene in divers places thereabout, this examine not seeing him) for that the said Thomas, talking about ten daies agoe with this examine of that matter, did then declare divers tokens, as, namely, the apparell of such two persons as at the tyme and place aforesaid satt with this examine; likewise speaking of one that, having a burthen of wood on his back at the said bridg end, did then jussell upon a strainger naymed to be a Duke, which then was rydeing out of the towne; and, likewise, that Thomas White, aforesaid, was then cutting purse lynings in his shop. All which this examine knoweth to be

trew ; and therefore he is the rather persuaded in his conscyence thinke that the said Thomas was present at the time of the chiding aforesaid.

CHRISTOPHER GLOVER.

CCCXLIV. KATHERINE HORSELEY AGAINST MATTHEW OGLE, IN CAUSA DEFAMATIONIS. 10 DEC. 1591. [E. .]

NICHOLAS BELL of Netherwitton, yeoman, aged about 55 years.

He saith that, on Mary Magdalene daie last past, this examine, rydeing in company with Mr. Roger Graie from Morpeth to Longhorsley, did by chance meete Matthew Ogle articulate in the way ; to whom the said Mr. Gray, after certaine speaches had betwixt them, said that he had nothing to talke with the said Ogle, for that he had sclandered his aunt Katherine Horseley, in that the said Matthew Ogle had reported that the said Katherine hir first husband was then lyving (she then being married againe to Mr. Georg Horsley) ; whereto the said Matthew answered, " All that you and I both have will not [dytt*] stop their mouthes that saie so." Whereupon the said Mr. Graie willed him to name one that said so, which the said Matthew refused to doe, saing he would not make him that accompt, but that which he had spoken he would say it againe ; then and there being present the said parties above said, George Fenwick, and others.

He saith that Mr. George Horseley, husband to the said Katherine, doth greatly dislike and evill use and entreat the said Katherine, by reason of those speaches uttered by the said Matthew Ogle.

He saith that he dwelleth on Mr. Thorneton's land, and is worth 8£, *ere alieno deducto*.

NICHOLLAS BELL.

* This expressive and still common word is struck out, and the synonymous *stop* adopted.

GEORGE FENWICKE of Horton, yeoman, aged about 33 years.

Ut supra. He saith that he is servant to Mr. Roger Gray, who he thinketh beareth the charges of this suite; and that this deponent is worth £3 6s. 8d., his debts paid.*

GEORGE FENWICK.

CCCXLV. THE WILL OF CHRISTOPHER SWINBURNE, LATE OF THROCKLEY, 21 JAN. 1591.

RALPH READHEAD of Throckley, husbandman, aged about 70 years.

He saith that on a day, about St. Helin daie last past, the said Christopher Swinburne, lyeing sicke in this examinat's house, and being of perfect memory, did say to his brother John Swinburne then present (for whom he had sent before) as followeth: "Brother, I have none to putt my children to but you, and I have nothing to give them but my lease of my farmehold, which you already have; and if any of my goods spare, my debts being paid, let them have the same; and I pray you take them, for other wise I thinke they must goe a begging." Whereto the said John answered that he wold take them, and that so longe as he had one grot's worth of geare they should not beg; then and there being present the said John Swinburne, this examine and his wife, Isabell Readhead, and Isabel Bowgham, and no moo.

Signum + RADULPHI READHEAD.

* Roger Gray of Chillingham, gen., aged about 33 years, deposes in the same way.

RTEES SOCIETY,

Allan, Esq. resigned the office.

CR.

1843.—SEPTEMBER.

	£	s.	d.
Nichols and Son for printing 500 Copies (including the "Bowes Correspondence," and Binding same	173	8	8
Joseph Stevenson for transcripts of the "Bowes Cor- respondence" from the British Museum, and for transcripts of the same	57	10	0
editing the "Bowes Correspondence," 39 Sheets, at Sheet	81	18	0
stage of Proofs and Copy	2	2	0
lackwell and Co. for printing 500 Copies of the Rules of the Society, and 200 Circulars, and one Year's Rent for Ware- house for the Publications of the Society, due 10th August,	16	7	6
able for printing 200 Receipts for Subscriptions, and Stationery	1	11	8
by James Raine (the Secretary) for Postages and various Expenses	3	8	0
H. Allan (the Treasurer) for Postages and petty Cash	0	16	0
for Stationery, 1 <i>l.</i> 7 <i>s.</i> 6 <i>d.</i> ; and Mrs. Andrews for conveyance of Parcels, &c. 17 <i>s.</i> 8 <i>d.</i>	2	5	2
	333	16	4
	<hr/>		
	£673	3	4
	<hr/>		
by William Greenwell, the Treasurer, by Mr. R. H.	300	0	0
in the hands of Mr. John Gough Nichols, the Treasurer	33	16	4
	<hr/>		
	£333	16	4
	<hr/>		

That the Society that the Treasurers have exhibited to us their
Accounts, and that we have examined the said Accounts, and find the

Expenditure of the Society, during the Period to which we

JOHN WARD.

CHARLES WHITLEY.

TEMPLE CHEVALLIER.

GLOSSARY.

A.

AGATWARD, 239. Onwards on the gate or road, in the direction in which they were going.

AIDGEMAN. A man advanced in age.

ALLYMENT, 192. Element; here the air.

ALMERY, 51. A chest for clothes or other valuables.

ANCARHOUSE, 281. The house occupied by an anachoret, anchoret, or hermit.

AN, AND, 269. We should now use the word *than*.

AMBLINGE BARNES, 281. The barns or granaries occupied by the almoner of the cathedral before the dissolution, which are still standing, near the new Grammar School.

ARTICULATE. This word has reference to the precise article of the libel to which that part of the deposition in which it occurs is an answer.

As. How. To ask *as he did*, in the case of a sick person, *passim*.

B.

BAIL, 306. The bail or watch-fire.

BERNER, BURYER. A thrasher of corn, as under.

BERY, BERRY, BURY, 267, &c. To thrash corn with a staff upon an elevated stump of wood resembling an anvil, or with a flail upon a floor.

BODYES new', 246. Probably a mistake for *neither*; the inner surface of the body of the coat, the lining. Overbydye in the page referred to is erroneously explained there by a conjectural *overbinding*. No doubt this is the outer body or upper surface of the coat.

BORROWMAN, 248. A person in office in the town, perhaps one of the four-and-twenty, or, what is more probable, one of the copyhold court.

BOTELL, 82. A pottle or certain quantity of hay; hence the proverb to seek for a needle in a pottle (not bottle) of hay.

BOWED, 282. To bow, to bend, to make crooked; here applied to a piece of money.

BRAYINGE, 283. To bray groots; here to beat oats in a mortar, in order to disentangle the grain from its husks.

BROUKELL, 262. Not to be trusted.

BROWLL, 76. A term of reproach, *qy.* the meaning?

BULLY, 270. Here used in an endearing sense by a father when addressing his dying son.

BUTT, 268. "Butt lengthes," arrow flights.

BYERLAWES, 298. Bye-laws.

C.

CALENCE, 280. Challenge or claim.

CANTLE, 281. A portion or section; here applied to bread.

CHAFFS, 275. Jaws.

CHARD, 285. Charge; as knowled for knowledge.

CHOOD, 261. The pret. of *v.* to chide.

CHYMNEY, 51. A moveable fire-place of iron.

CLARICORDS, 207. A musical instrument so called, resembling a spinet.

CLARTED, 313. Probably a mistake for carted, *i. e.* whipped at the tail of a cart by way of punishment.

COLLOPMOND, 256. Collopmonday, the Monday preceding Ash Wednesday, on which day eggs and collops, by an old custom, constituted the dinner of those who were able to procure them.

COMPURGATORS, 308. Persons sworn to purge or clear the character of one accused, by an oath that in their opinion he was innocent of the crime laid to his charge.

CONTEST, CONTESTIA. A fellow witness.
CROSSED, 272. Crossed; signed him with the sign of the cross.
COURTING, 315. A courtyard or inclosure before or behind a mansion-house.
COUSTRAN, COWSTERING, 259. A rough bragging fool, who grins but does not bite; perhaps from *kastrol*, a bastard hawk.
CRASED, 69. Labouring under sickness, seriously ill.
CROKS, 77. Crooks by which a boiler was suspended over the fire.
CRÏETOUR, 263. A creature; here evidently used in reproach—a pitiful creature, a coward.

D.

DANGER, 275. In his danger, under his influence, in his power.
DOMINES, 192. From p. 188 it would appear that this was a slang term for the Book of Homilies.
DOONELYNG, 211. Uprynging and doone-lyng, getting up and lying down, living day and night in the house.
DORE NEIGHBOURS, 275. Next door neighbours.
DYTT, 333. To stop up.

E.

EGYPTIEN, 258. An Egyptian or Gipsy.
EISH, 264. Ash, the wood so called.
ELDMOTHER, 318. A grandmother.

F.

FAICTER, FAWTER, 172. A person who has committed a fault.
FAISTEN EVEN, 303. Fasting-even, the even before Ash Wednesday.
FARYE, 100. Here used collectively for the fairies.
FINDING, 61, 83. To find, to provide bed and board for, to keep.
FLACHET, 320. A wooden bottle in shape of a barrill.
FLEIT, 207. See note *ad pag.*
FLITTED, 310. To flit, to remove to another place of residence.
FOORHOUSE, 235. The room in a house made use of on ordinary occasions, from which there was a door into the parlour. The forehouse was the room first entered from the principal doorway.

FORBOTT, 303. With many oothe and forbotts; forbiddings, imprecations in asseveration.
FORTHBRINGING, 321. My being brought forth to be buried.
FORTHINKER, 22. See the note.
FORWATCHED, 275. Worn out from want of sleep or rest.
FRAYED, 286. To fray, to attack or assault.
FRAYNED, 270. To frayn, to question.
FRENDE, 52. See note.
FUSCHAIN, 115. Fustian.

G.

GAUDES, 164, 173. Beads constituting a rosary used in enumerating devotional exercises, and probably deriving their name from the first word of the hymn *Gaude Virgo Christipara*, p. 136.
GEARE, 334. Wealth, property, substance.
GEISTS, } 288. Guesta.
GYESTS, }
GIMER, 234. A ring formed of two inter-twisted rings of gold or silver, *gemellus*.
GRAITTS. Graits of the church style, steps, from *gradus*.
GRATHE, 275. Goods, property, substance.
GROOTS, 283. Oats; v. BRAYINGE.
GROTE BOWED, 238. A goat, or fourpence of silver, bowed or bent.
GROWN, 302. Grown corn is corn which, in consequence of wet weather, has begun to grow or sprout in the sheaf after it has been reaped, and before its removal from the field.

H.

HALLIBRED, 279. Holy-bread.
HANDBAST, 53, 79. The process of handfastening is fully explained in the latter of these pages.
HEPT, 281. Helped.
HEY ROIFFE SONGS, 269?
HEWING, 141. Perhaps a mistake for heaving.
HOG, 272. A young sheep.
HOUGHILLS, 264. Here explained to be synonymous with kidgells or cudgells; stout sticks.
HOUSEWRIGHT, 289. A house carpenter.

I.

JUSSELL, 332. To jostle.

K.

- KENND, 272. To ken, to know, or recognise.
 KIDGELL, 264, 295. A cudgel or stout stick.
 KIRKALL, 248. Church-ale, a rejoicing upon the anniversary of the dedication of a church.
 KIST, 208. A chest.
 KNOWLED, 90. Knowledge.

L.

- LAP, 65. Leapt. There is a misprint in the note.
 LAYND, 239. Concealed.
 LEMON, LEMAN, 226, 312. A concubine.
 LEVYNG, 256. Livelihood, the means of living.
 LIGHES, 320. Leas, meadows.
 LIKND, 59, 239. Spoken of as likely to become man and wife.
 LYG, 275. To lig, to lie.
 LYMMER 51, 83. An idle vagabond.

M.

- MALISON, 319. A curse.
 MANGARELL, 76. Mongrel.
 MARY. An oath by the name of the Virgin Mary, *passim*. *Hod.* Marry.
 MASER, 51. A drinking bowl, generally of wood hooped with silver.
 MASLEJEN, 305. Wheat and rye mixed together. *Mixtilio*.
 MAYNSWORNE, 89. Mansworn, forsworn.
 MELT, 321. Mell, to meddle.
 MAWINGE TIME, 281. Mowing time.
 MENYER, 327. *See* note.
 METELL, 195. Earth, stones, rubbish.
 MICHERY, 251. Knavery.
 MOCHADOO, 246. The name of a cloth.
 MOONE, 285. Moan, complaint.

N.

- NAME, IN NAME WITH, 256. Spoken of as likely to form a marriage. *See* *likened*.
 NEW YAITE, 88. The New Gate, or prison.
 NEWKE, 267. A corner.
 NINNAEUS, 49. *See* note.

O.

- ONBODDEN, 190. Unbidden, uninvited.

- OR NOW, 122. Before now, before this time.
 OVERBYDYE, 246, v. *Bodies*.
 OVERPUTT, 318. To overput an illness is to recover from it.
 OXGANG, 293. As much ground as will afford to an ox food in grass, and occupation in tillage during the year.

P.

- PASSE, 185. Ye passe not ; ye care not for.
 PAYSUNDAY, } 87, 239. Easter Sunday.
 PAYMUNDAY, } Easter Monday. *Pascha*.
 PEISTE, 116. Forcest.
 PRECONTESTIS, 192. A fellow witness whose deposition had been previously taken.
 PREISED. Pressed, endeavoured.
 PROCTOR OF ST. OSWALD'S, 211. The officer under the dean and chapter, who collected the tithes, &c. of the parish, the vicar being at that period endowed with a fixed money payment.

R.

- RATED, 249. Scolded.
 REAST, 258. Arrest.
 RIALL, 314. A royal, a gold coin so called.
 RIVE, 319. Tear.
 ROMGE, 304. Rummage, disturbance, riot.
 RUNNER, 270. A runagate.

S.

- SAGGERSTON, 280. A sacristan or sacrist.
 SAYND, 272. Exorcised.
 SEANFS, 218. Episcopal or archidiaconal visitations.
 SHORT-TONGUED, 289. Not able to pronounce his words at length, from intoxication.
 SHUTT OF, 312. Free from.
 SKAILDE, 259. Withdrew, dispersed.
 SKELL, 104, 296. A tub for carrying water.
 SKEPFULL, 194. A basketfull.
 SKRIED, SKRYED, 303, 296. Descried, saw, observed.
 SKRIKE, 287. A shreik.
 SLEE, 50. Slay.
 SMATTER, 278. Defile.

Z

SNOWER, 106. Sawdge, still a common term of reproach.

SOWNE, 30. Traces used in ploughing.

SPIAIRD, 314. Bolted.

STEMED, 245. Spoke, discurved.

STRAMED, 268. Distrained.

T.

TENTE, 275. Care.

TITE, **TITTER**, 322, 285. Soon, sooner.

TO, 252, 275. Until.

TORFLED, 285. A torfied animal is an animal having a dislocated joint.

U.

UFTO, 299. Until.

UPRYNGE, 211. v. **DOWNLYNG**.

W.

WAIKE FYERE, 235. The Beltain fire on Midsummer Eve.

WAYGAT, 269. Departure.

WHAFF HIS COOT, 292. Give him a thrashing.

WHINNE, 320. That which in the southern counties is called furze.

WHOLEY, 318. Heartily.

WORDE, 150. What worde of them ; what became of them.

Y.

YAITTS, 291. Gates.

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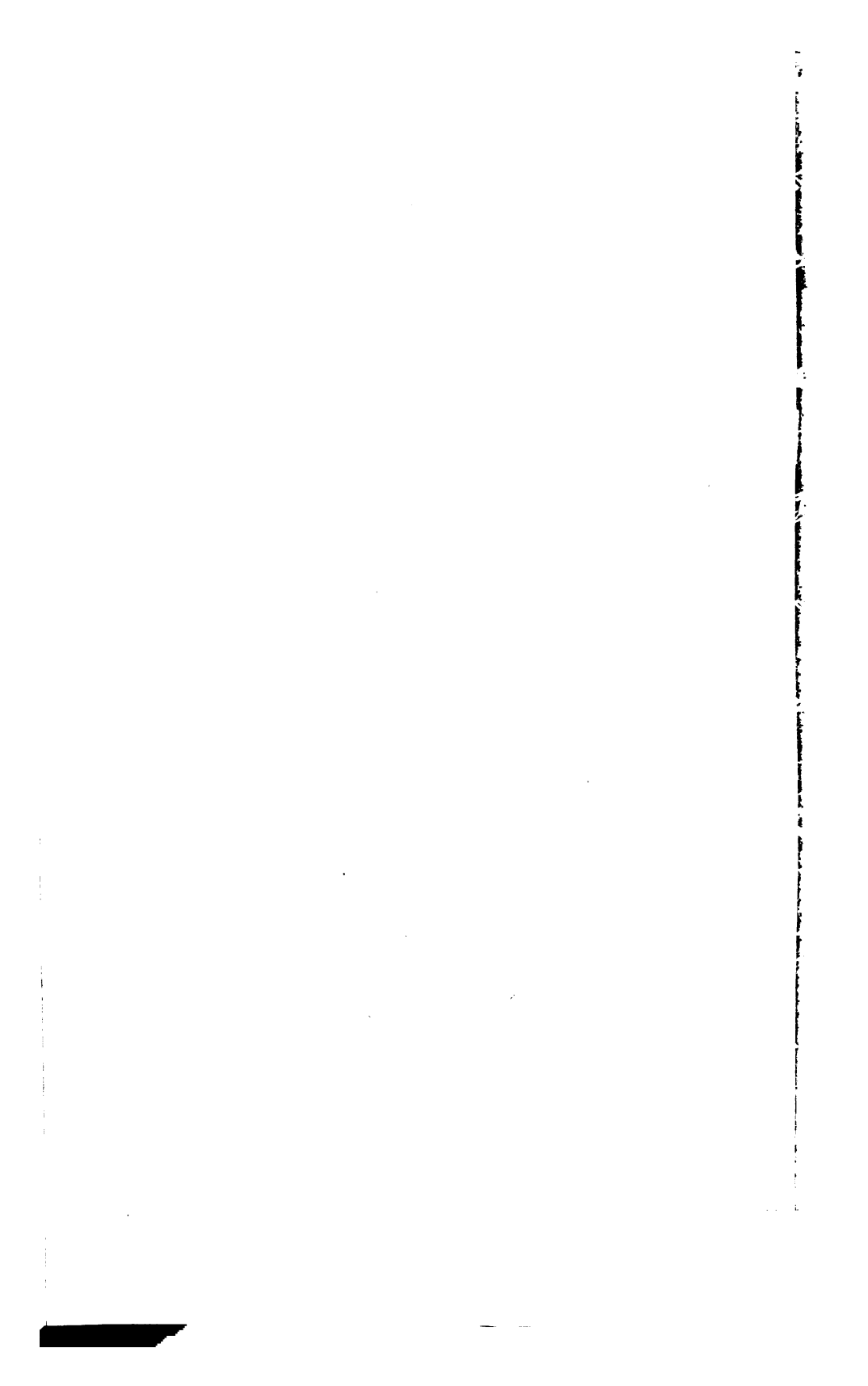
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